

**BOARD OF PORT COMMISSIONERS
CITY OF OAKLAND**

6/28/18
Item 6.1
CT/msr
CTW

**ORDINANCE AMENDING PORT ORDINANCE NO. 4430 RELATING TO
LANDING AND TENANT TERMINAL SPACE RENTAL FEES AT
METROPOLITAN OAKLAND INTERNATIONAL AIRPORT.**

WHEREAS, the Board of Port Commissioners of the City of Oakland ("Board") has reviewed and evaluated the Agenda Report for Agenda Item 6.1, dated June 28, 2018 (the "Agenda Report") and related agenda materials, has received the expert testimony of Port of Oakland ("Port") staff, and has provided opportunities for and taken public comment; now, therefore

BE IT ORDAINED by the Board of Port Commissioners of the City of Oakland as follows:

The charges for use of facilities and the provision of Aviation Fuel at Metropolitan Oakland International Airport were established pursuant to Port Ordinance No. 4430 adopted by the Board on July 13, 2007, and are hereby amended, consistent with the Agenda Report, as follows:

Section 1. The landing fees and operation charges established under Section 2 and the space rental charges established under Section 10 of Port Ordinance No. 4430 are hereby amended as shown on the revised Rate Schedule attached to this Ordinance.

Section 2. Section 7 of Port Ordinance No. 4430 is hereby amended to read in full as follows:

"**Section 7.** Except as otherwise provided in this Section 7, no landing fees shall be charged (a) for any Based Tenant Aircraft operations not engaged in Commercial Operations, (b) for any Aircraft chartered or operated by the federal government or by the State of California or any of their agencies, except in the event that an agreement between the Port and the federal government or the State of California or any of their agencies establishes such landing fees, (c) of federal government or State of California Aircraft being repaired or overhauled by an Airport-based company for which prior approval of the Director has been obtained, or (d) for Angel Flight operations. "Angel Flight" means a flight operation by a volunteer pilot using his/her own personal aircraft and time to transport patients and family members to a medical facility for no charge."

Section 3. The last sentence of Section 9 of Port Ordinance No. 4430 is hereby amended to read as follows: "For Fiscal Year 2018-2019, for Signatory Airlines, the South Field Aircraft storage fees set forth in Sections 9.a.(1), 9.a.(3), 9.b.(1) and 9.b.(2) shall be held in abeyance."

Section 4. The last sentence of Section 10.14 of Port Ordinance No. 4430 is hereby amended to read as follows: "The rental rate for concession office and storage space is \$5.164 per square feet per month."

Section 5. The Board hereby finds and determines that this Ordinance is exempt pursuant to California Environmental Quality Act Guidelines Section 15273(a).

Section 6. This Ordinance shall be effective July 1, 2018 for Signatory Airlines, and October 1, 2018 for all others.

Section 7. In acting upon this matter, the Board has exercised its independent judgment based on substantial evidence in the record and adopts and relies upon the facts, data, analysis, and findings set forth in the Agenda Report and in related agenda materials and in testimony received.

DRAFT

President.

Attest:

Secretary.

Approved as to form and legality:

Port Attorney

**EXHIBIT A
RATE SCHEDULE**

	Rate Ord Section		FY2018-19
LANDING FEES			
Signatory Airline; Based Tenant, Engaged in Commercial Operations			
Minimum Charge per Landing	2 (a)	\$	39.28
Landing Fee	2 (b) (i)		3.14
All Other Aircraft			
Minimum Charge per Landing	2 (a)	\$	49.10
Landing Fee	2 (b) (ii)		3.93
No landing fee shall be charged for landings of:			
1 Any Aircraft which, after taking off from the Airport, and without making a landing at any other airport, returns to land at the Airport because of meteorological conditions, mechanical or operating causes, or any other reason of emergency;	3	\$	-
2 Any Based Tenant Aircraft not engaged in Commercial Operations;	7 (a)	\$	-
3 Aircraft chartered or operated by the federal government or by the State of California or any of their agencies, except in the event that an agreement between the Port and the federal government or the State of California or any of their agencies establishes such landing fees;	7 (b)	\$	-
4 Federal government or State of California Aircraft being repaired or overhauled by an Airport-based company for which prior approval of the Director has been obtained.	7 (c)	\$	-
5 Angel Flight operations	7 (d)	\$	-
TERMINAL RATES AND FEES			
Terminal Space Rental Rates (psf/per month)	10.1		
Category I - Preferential Ticket Counter Space	10.1 (a)	\$	29.510

Category II - Exclusive Office and Preferential Holdroom Space	10.1 (b)		26.559
Category III - Baggage Claim Space	10.1 (c)		23.608
Category IV - Preferential Baggage Make-up Space	10.1 (d)		20.657
Category V - Common Use Ticket Counter Space	10.1 (e)		14.755
Category VI - Common Use Office Space	10.1 (f)		13.279
Category VII - Common Use Baggage Make-up Space	10.1 (g)		10.328
Preferential Holdroom Monthly Charge (per each Holdroom)	10.1	\$	65,005
Baggage Claim Monthly Charges - Signatory Airline	10.2		
Allocated based on % deplaning passengers			
Terminal 1		\$	483,630
Terminal 2		\$	367,385
Baggage Claim Fee per Deplaned Passenger- Non-Signatory Airline	10.2	\$	1.81
Common Use Fee per Operation - Signatory Airline	10.3	\$	643
Common Use Fee per Operation - Non-Signatory Airline			803
Secondary Use Fees per Operation:	10.4		
Applicable to Signatory Based Airline only			
Aircraft with 90 seats or more		\$	474
Aircraft with 31 to 89 seats			237
Aircraft with 30 seats or fewer			119
Airline Self-Service Kiosk - per unit per month	10.5	\$	50.00
Federal Inspection Services (FIS) Facility Fee	10.7	\$	12.00