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**Complaints Concerning Aircraft Landings and Takeoffs
at Unlicensed Air Navigation Facilities**

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Complaints Concerning Aircraft Landings and Takeoffs at Unlicensed Air Navigation Facilities

Sec. 13b-50p-1. Definitions

As used in sections 13b-50p-1 to 13b-50p-6, inclusive, of the Regulations of Connecticut State Agencies:

- (a) "Aircraft", or "Heliport" shall have the meanings prescribed in section 15-34 of the Connecticut General Statutes.
- (b) "Annual Special Event" means a nonprofit charity event, such as a fair, not lasting more than three consecutive days at the same location.
- (c) "Agricultural Purpose" means an operation necessary to support the application of pesticides, seed, fertilizer or other substances.
- (d) "Commissioner" means the Commissioner of the Department of Transportation.
- (e) "Department" means the Department of Transportation.
- (f) "Municipality" means any city, town or borough of this state.
- (g) "Movement" means either a landing or a takeoff.
- (h) "Landing" means when any aircraft touches the ground, water or a fixed structure.
- (i) "Take off" means when any aircraft departs the ground, water or a fixed structure.

(Effective October 6, 1998)

Sec. 13b-50p-2. Alleged violation

Any person who alleges that any real property is being used in violation of section 13b-46 of Connecticut General Statutes may submit a letter to the Commissioner requesting a review of the site where the violation has allegedly been taking place. The letter shall be typed or legibly written and shall include, at a minimum, the following information:

- (a) A detailed explanation as to why the complainant feels that section 13b-46 of the Connecticut General Statutes has been violated;
- (b) A list of a minimum of ten movements within a ninety day period from the same location giving the time, date, tail number of aircraft (if possible), type of aircraft or any other distinguishing markings or features of the aircraft;
- (c) An exact description of the location from which the movement took place;
- (d) Name, address, and telephone number of the complainant; and
- (e) Name, address, and telephone number of any witness(es) to each movement.

(Effective October 6, 1998)

Sec. 13b-50p-3. Agency action

Upon the receipt of a complaint, the Commissioner shall:

- (a) Acknowledge the receipt of the complaint within fifteen days of receipt via certified mail.
- (b) Notify the property owner and municipality within thirty days via certified mail along with a copy of the complaint.
- (c) Require that the property owner maintain a written activity log in response to a written complaint which is determined to have merit by a subsequent investigation. The log shall be maintained, effective the date stipulated in a letter to do so, upon notification by the Commissioner. The property owner shall submit the log to the Commissioner by the fifth day of every month. The log shall contain the following information:

1. Name of aircraft owner and operator;
2. Tail number of aircraft;
3. Type of aircraft;
4. Time and date of landing;
5. Time and date of takeoff and aircraft's heading and destination;
6. Pilot's name;
7. Number of passengers;
8. Purpose of the landing; and
9. Safety and navigational equipment located at the landing site.

(d) Notify the complainant should the Commissioner determine that the movements were related to an annual special event or for agricultural purposes, and no further action will be necessary.

(Effective October 6, 1998)

Sec. 13b-50p-4. Exemptions

The commissioner shall exclude from the operation of these regulations and landing or takeoff by military aircraft or emergency medical service organizations or any landing for an emergency purpose.

(Effective October 6, 1998)

Sec. 13b-50p-5. Finding of no violation

If, after a review of the property owner's activity log and any other information submitted on behalf of the complainant, the Commissioner determines that there is no violation of section 13b-46 of the Connecticut General Statutes, he shall notify the complainant, the property owner, the municipality and any other interested parties and suspend the investigation. Upon such a determination by the Commissioner, the property owner may suspend keeping an activity log.

(Effective October 6, 1998)

Sec. 13b-50p-6. Finding of a violation

If the Commissioner determines that there is a violation of section 13b-46 of the Connecticut General Statutes, he shall immediately take the necessary action against the property owner to suspend all landings and takeoffs at the site in accordance with the laws of this state. Upon such a determination by the Commissioner, the property owner may suspend keeping an activity log.

(Effective October 6, 1998)