

METROPOLITAN AIRPORTS COMMISSION

ORDINANCE NO. 64

An Ordinance to promote and conserve the public safety, health, peace, convenience and welfare; to promote air navigation and transportation locally, nationally and internationally; to assure residents of the Minneapolis/St. Paul metropolitan area the minimum environmental impact from air navigation and air transportation by regulating the categories of aircraft using Minneapolis/St. Paul International Airport.

The Metropolitan Airports Commission does ordain:

Section 1. - Definitions.

- a. "Airplane" shall mean any civil, subsonic turbo-jet powered airplane exceeding 75,000 lbs. in maximum certificated take-off weight.
- b. "Airport" shall mean Minneapolis/St. Paul International Airport - Wold-Chamberlain Field.
- c. "Stage 1 airplane" shall mean an airplane that does not meet the Stage 2 or Stage 3 noise levels prescribed in Section C36.5 (a)(2) or Section C36.5 (a)(3) of Appendix C of Federal Aviation Regulations Part 36.
- d. "Stage 2 airplane" shall mean an airplane that complies with the noise levels prescribed in Section C36.5 (a)(2) of Appendix C of Federal Aviation Regulations Part 36 (including use of the applicable trade-off provisions).
- e. "Stage 3 airplane" shall mean an airplane that complies with the noise levels prescribed in Section C36.5 (a)(3) of Appendix C of Federal Aviation Regulations Part 36 (including use of the applicable trade-off provisions).
- f. "Noise compliant airplane" shall mean (a) until January 1, 1986, any two-engine Stage 1 airplane complying with the provisions of the Aviation Safety and Noise Abatement Act of 1979 Section 303(b) or (b) until January 1, 1988, any two-engine Stage 1 airplane with 100 seats or less exempted by the Aviation Safety and Noise Abatement Act of 1979 Section 304 in order to promote air service to medium size and small communities.

Section 2. - No airplane may take-off or land at Minneapolis/St. Paul International Airport unless it is a Stage 2 or Stage 3 airplane; provided, however, that any noise compliant airplane may continue to operate at the Airport.

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Section 3. - Severability. If any part or parts of this Ordinance shall be held unconstitutional, such unconstitutionality shall not affect the validity of the remaining parts of this Ordinance. The Commission hereby declares it would have passed the remaining parts of this Ordinance if it had known that such part of parts thereof would be declared unconstitutional.

Section 4. - Penalty. Violation of any of the provisions of this Ordinance shall be a misdemeanor as the same is defined in the Minnesota Statutes.

Section 5. - Effective Date. This Ordinance shall be in full force and take effect upon the filing of the same with proof of publication thereof with the Secretary of State of the State of Minnesota.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 30 1985

Jan Anderson Howe
Secretary of State

✓ 36003

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)
)
COUNTY OF HENNEPIN) (SS.)

WARREN E. MAUL, being duly sworn on oath says he is and during all the times herein stated has been the publisher and printer of the newspaper known as

NOTICE OF ADOPTION
METROPOLITAN
AIRPORTS COMMISSION
ORDINANCE NO. 64

Please take notice that on the 20th of May, 1985 at a regularly scheduled meeting, the Metropolitan Airports Commission adopted Ordinance No. 64:

An ordinance to promote and conserve the public safety, health, peace, convenience and welfare; to promote air navigation and transportation locally, nationally and internationally; to assure residents of the Minneapolis/St. Paul metropolitan area the minimum environmental impact from air navigation and air transportation by regulating the categories of aircraft using Minneapolis/St. Paul International Airport.

Copies of Ordinance No. 64 as adopted are on file with the Secretary of State or may be obtained at the Metropolitan Airports Commission Offices.

Claude C. Schmidt,
Executive Director
Metropolitan Airports
Commission
6040-28th Avenue South
Minneapolis, MN 55450
(Published in Finance and Commerce
May 24, 1985)
52259

FINANCE AND COMMERCE

and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 1,200 square inches. (2) Said newspaper is a daily and is distributed at least five (5) days each week, or four (4) days in a week in which a legal holiday is included. (3) In at least half of its issues each year, said newspaper has no more than 75 percent of its printed space comprised of advertising material and paid legal notices; and in all of its issues each year, has 25 percent of its news columns devoted to news of local interest to the community which it purports to serve, but not more than 25 percent of its total nonadvertising column inches in any issue may wholly duplicate any other publication unless the duplicated material is from recognized general news services. (4) Said newspaper is circulated in and near the municipality which it purports to serve, has at least 500 copies regularly delivered to paying subscribers and has entry as second-class matter in its local post-office. (5) Said newspaper purports to serve the City of Minneapolis in the County of Hennepin, and has its known office of issue in the City of Minneapolis in said county, established and opened during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper is available at single or subscription prices to any person, corporation, partnership or other unincorporated association requesting the newspaper and making applicable payment. (8) Said newspaper has complied with all the foregoing conditions for at least two years preceding the date or dates of publication mentioned below. (9) Said newspaper has annually published and submitted to the Secretary of State of Minnesota a sworn United States Post Office second-class statement of ownership and circulation.
He further states on oath that the printed

NOTICE OF ADOPTION ORDINANCE NO. 64

hereto attached as a part hereof was cut from the columns of said newspaper, and was printed and published therein in the English language, for one day; that it was so published on

Friday the 24th day of May, 1985

and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

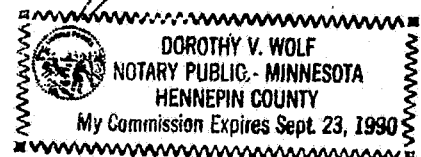
... abcdefghijklmnopqrstuvwxyz

x. abcdefghijklmnopqrstuvwxyz

Subscribed and sworn to before me this 24th day of May, 1985

(Notarial Seal)

Notary Public, Hennepin County, Minnesota



NOTICE OF ADOPTION
METROPOLITAN AIRPORTS COMMISSION

ORDINANCE NO. 64

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Copies of Ordinance No. 64 as adopted are on file with the Secretary of State or may be obtained at the Metropolitan Airports Commission Offices.

Claude C. Schmidt
Executive Director
Metropolitan Airports Commission
6040-28th Avenue South
Minneapolis, MN 55450

(May 24)

ST. PAUL LEGAL LEDGER

AFFIDAVIT OF PUBLICATION

State of Minnesota
County of Ramsey

Samuel E. Lewis, Jr., being duly sworn, on oath says that he is the publisher of the newspaper known as the Saint Paul Legal Ledger and has full knowledge of the facts which are stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

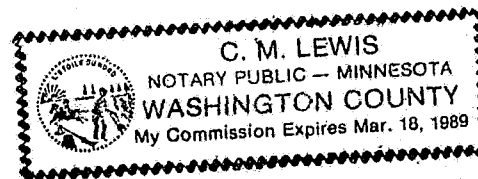
(B) The printed Notice of Adoption which is attached was cut from the columns of said newspaper and was printed and published once; it was published on Friday, the 24th day of May, 1985; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice:

abcdefghijklmnopqrstuvwxyz

Samuel E. Lewis, Jr.

Subscribed and sworn to before me this 24th day of May, 1985

C. M. Lewis



Rate Information

- (1) Lowest classified rate paid by commercial users for comparable space is \$_____.
- (2) Maximum rate allowed by law for the above publication is \$_____.
- (3) Rate actually charged for the above publication is \$_____.

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