

RAYMOND C. SOMICH
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City of Willoughby Hills

Council
CHRISTOPHER L. BIRO
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JENNIFER SOMMERS GREER
CHRISTOPHER HALLUM
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RESOLUTION NO. 2015-5

A RESOLUTION IN OPPOSITION TO THE EXEMPTION OF SINGLE ENGINE AIRCRAFT FROM THE VOLUNTARY NOISE ABATEMENT PROCEDURES FOR USE AT THE CUYAHOGA COUNTY AIRPORT FOR THE DEPARTMENT OF DEVELOPMENT/AIRPORT DIVISION, EFFECTIVE JUNE 17, 2010 AND DECLARING AN EMERGENCY.

WHEREAS, the Cuyahoga County Airport is owned and operated by the Cuyahoga County Commissioners and is located in a residential neighborhood of the City of Richmond Heights with a flight path that directly impacts the residential neighborhoods of the City of Willoughby Hills; and

WHEREAS, the operation of said Airport constitutes a makeup of general aviation aircraft, all types and classes; and

WHEREAS, there is a concern on the part of the Board of Cuyahoga County Commissioners and the citizens of the communities surrounding the airport that the operation and activity at the airport may generate an adverse noise impact on the surrounding area;

WHEREAS, due to such concern, the Board of County Commissioners of Cuyahoga County, resolved that a joint statement among the Cities of Highland Heights, Richmond Heights, Willoughby Hills and the major users and tenants of the airport for voluntary noise abatement procedures for use at the Cuyahoga County Airport for the Department of Development/Airport Division, effective June 17, 2010 be approved; and

WHEREAS, within said approved Joint Statement the following was agreed upon: the Board of Cuyahoga County Commissioners, the Airport Administration, the Air Traffic Control facility, the major users and tenants of the airport, in a joint effort commit to minimize noise impact to the environment in the vicinity of Cuyahoga County Airport, shall agree to and abide by, to the best of their ability of current and future operations, conditions, procedures and policies enumerated within the Joint Statement; and

WHEREAS, the Joint Statement encouraged all types and classes of aircraft to abide by the National Business Aircraft Associations (NBAA) Noise Abatement Procedures, and other local procedures as applicable and amended from time-to-time by the Noise Abatement Council (NAC) through education and coordination with the Air Traffic Control Tower (ATCT). These procedures are recommended as the standard for all operations where aircraft manufactures have not recommended specific procedures; said procedures attached herewith are shown as the "Exhibit I"; and

WHEREAS, at the Noise Abatement Council Meeting held on April 9, 2015 the Co-Chair of the Noise Abatement Council proposed to permanently exempt single engine aircraft from the Joint Statement of County Airport and Airport Users Agreement; and

WHEREAS, the residents of Willoughby Hills continue to be directly and negatively impacted by the noise pollution associated with flights into and out of the airport; and

WHEREAS, the Council of the City of Willoughby Hills strongly opposes the exemption of single engine aircraft from the noise abatement procedures of the Cuyahoga County Airport and urges the Board of Cuyahoga County Commissioners, the Airport Administration, the Air Traffic Control facility, the major users and tenants of the airport to up hold and abide by the Joint Statement of Country Airport and Airport Users Agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:

SECTION 1. This Council hereby opposes the exemption of single engine aircraft from the Joint Statement of County Airport and Airport Users Agreement and deems such proposed exemption to be hazardous to the public health, safety and general welfare of the residents of the City of Willoughby Hills.

SECTION 2. This Council strongly urges the Board of Cuyahoga County Commissioners, the Airport Administration, the Air Traffic Control facility, the major users and tenants of the airport to up hold and abide by the Joint Statement of County Airport and Airport Users Agreement and to continue in a joint effort to commit to minimizing noise impact to the environment in the vicinity of the Cuyahoga County Airport.

SECTION 3. The Clerk of Council is hereby directed to forward certified copies of this Resolution to the Federal Aviation Administration, the Cuyahoga County Commissioners and all appropriate State and Federal elected representatives.

SECTION 4. The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

SECTION 5. This Resolution constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the City of Willoughby Hills insofar as it provides for the usual operation of a municipal department and for the further reason that it is urgent to move forward with said Resolution to notify the Federal Aviation Administration, the Cuyahoga County Commissioners and all appropriate State and Federal elected representatives that the City of Willoughby Hills is in opposition to the exemption of single engine aircraft from the Joint Statement of County Airport and Airport Users Agreement and deems such proposed exemption to be hazardous to the public health, safety and general welfare the residents of the City of Willoughby Hills; wherefore this Resolution shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: _____, 2015

Raymond C. Somich
President of Council

Submitted to the Mayor for his approval
on this _____ day of _____, 2015

Approved by the Mayor

ATTEST:

_____, 2015

Victoria Ann Savage, CMC
Clerk of Council

Robert M. Weger
Mayor