

RESOLUTION 22-32 – ADOPTION OF RULES AND REGULATIONS FOR ASSIGNMENT AND USE OF GATES AND TERMINAL FACILITIES GOVERNING AIR CARRIER OPERATIONS AT THE WILMINGTON AIRPORT ILG

WHEREAS, The Delaware River and Bay Authority (the “Authority”), is the operator of the Wilmington Airport ILG (the “Airport”); and

WHEREAS, the Authority desires to accommodate commercial scheduled service (“Air Carrier”) operations at the Airport from time to time, and make demand for access to its facilities available to all on a fair and equitable basis, and;

WHEREAS, the Airport has limited aircraft parking positions, a single boarding gate, and Terminal Facilities that can generally accommodate passengers for only one departing Airline operation at a time, and;

WHEREAS, due to this current constraint, the Airport cannot generally accommodate simultaneous or overlapping Airline operations; and,

WHEREAS, the Authority wishes to adopt *Rules and Regulations for Assignment and Use of Gates and Terminal Facilities* (the “Regulations”); and

WHEREAS, these Regulations are intended to maximize and facilitate the efficient use of the Gate and Terminal Facilities while ensuring the equitable treatment; and

WHEREAS, the sharing of the Gate and Terminal Facilities shall be governed by these Regulations, as they may be amended from time to time by the Authority; and

WHEREAS, airlines must comply with the procedures, rules, and other provisions of these Regulations; and

WHEREAS, pursuant to Article VII(d) of the Compact, after the Board of Commissioners approval, these Regulations must be filed with the Secretary of State of the States of Delaware and New Jersey and will take effect at that time.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director or his designee is hereby authorized to adopt and implement the attached *Rules and Regulations for Assignment and Use of Gates and Terminal Facilities*

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Secretary of the Board of Commissioners is hereby authorized and directed to file a copy of these Regulations with the Secretaries of State of the States of Delaware and New Jersey.

Resolution 22-32 Executive Summary Sheet

Resolution: Adoption of Rules and Regulations for Assignment and Use of Gates and Terminal Facilities at Wilmington Airport ILG

Committee: Economic Development

Committee Date: July 19, 2022

Board Date: July 19, 2022

Purpose of Resolution: To adopt and establish and implement rules associated with the use of facilities at the Airport.

Background for Resolution:

The Airport has limited Parking Positions, a single gate, and Terminal Facilities that can generally accommodate passengers for only one departing Airline operation at a time. The Airport is making plans and pursuing funding to expand facilities which will allow for more than one departing Airline operation at a time. Because of this current constraint, the Airport cannot accommodate simultaneous or overlapping Airline operations. These Regulations are intended to maximize and facilitate the efficient use of the Gate and Terminal Facilities while ensuring the equitable treatment. The sharing of the Gate and Terminal Facilities shall be governed by these Regulations, as they may be amended from time to time by the Authority.