

DEPARTMENT OF AVIATION

PROJECT APPLICATION FOR STATE AID FOR DEVELOPMENT OF PUBLIC AIRPORTS

SECTION 1: APPLICANT INFORMATION

For the purpose of aiding in financing a project for development of the

_____, referred to as "The Airport",

located at _____,

in the county of _____, Commonwealth of Kentucky, the

_____, hereinafter referred to as

"The Sponsor", hereby makes application to the Kentucky Transportation Cabinet for a grant of state funds,

pursuant to Kentucky Revised Statutes, Chapter 183, and regulations issued thereunder.

SECTION 2: PROJECT DESCRIPTION

It is proposed that the project consists of the following described developments, hereinafter referred to as "Project":

FOR KYTC USE ONLY

FUND	PROGRAM FUNCTION	FUNDING AMOUNT	% OF TOTAL PROJECT
TOTALS:			

Recommended by:

Engineering Manager's Signature

Date

Approved by:

Commissioner's Signature

Date

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ITEM	TOTAL COSTS	LOCAL SHARE COST	STATE SHARE COST
1. LAND COSTS*			
2. CONSTRUCTION COSTS			
a. Cost of preparation of site			
b. Cost of paving runways, taxiways & aprons			
c. Lighting costs			
d. Building costs			
e. Other miscellaneous construction costs			
3. PLANNING, ENGINEERING, & SUPERVISION COSTS			
4. ADMINISTRATIVE COSTS			
5. TOTAL (<i>of all estimated project costs</i>)			

* Include cost incidental to acquiring land & administration.

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SECTION 4: PROJECT SCHEDULE *(Skip Section 4 if project is for Land Acquisition.)*

PROJECT PHASE DESCRIPTION	ESTIMATED DATE OF COMPLETION	COMMENTS
Submit Scope of Work to KDA for Review (Allow 10 Days for Review Period)		
Submit Fee Documentation to KDA (Submit Fee Review and Negotiation Records if Fees ≥ \$100,000)		
Submit TC 56-58 Grant Application to KDA (Allow 21 days for Execution of Contract)		
Engineer Starts Design/Conducts Field and Geotechnical Surveys, Environmental Assessment.		
Submit FAA 7460 in OE/AAA System and Submit TC 55-2 Application for Permit to Construct or Alter a Structure to Kentucky Airport Zoning Commission (Allow 60 Days for Review Period)		
Submit 50% Plans to KDA for Review if Total Project Cost ≥ \$600,000 (Allow 10 Days for Review Period)		
Submit 90% Plans, Specifications, and Cost Estimate to KDA (Allow 10 Days for Review Period)		
Submit Final Plans, Specifications, and Cost Estimate to KDA		
Pre-Bid Conference Date (Required if total project cost ≥ \$600,000)		
Bid Opening Date (Allow Minimum 7 Days After Advertisement)		
Recommendation of Award, Bid Tabulation, and TC 56-59, Grant Amendment Form (if applicable) submitted to KDA		
Preconstruction Conference Date		
Submit Notice-to-Proceed Letter and Construction Schedule to KDA		
Construction Complete		
Final Project Inspection		
Submit Final Invoice and Closeout Documentation		

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SECTION 5: CERTIFICATION

In requesting the Transportation Cabinet, Commonwealth of Kentucky, to enter into a grant agreement, the Sponsor hereby represents and certifies as follows:

1. **LEGAL AUTHORITY**—The Sponsor has the legal power and authority:

- (A) to do all things necessary in order to undertake and carry out the Project in conformity with state and federal statutes, acts, and regulations; and
- (B) to carry out all the provisions of this application.

2. **FUNDS**—The Sponsor now has on deposit, or is in a position to secure, _____, or _____ of total project, which represents all monies necessary to complete the Sponsor's share of the project as presented in this Project Application.

3. **LAND**—The Sponsor holds, or is in the process of acquiring, the fee simple title (or an exclusive or irrevocable lease of sufficient term from the Commonwealth of Kentucky to encompass the anticipated usable life of the project) to all necessary tracts of land that are to be developed or used as part of, or in connection with, the airport. Said interests are compatible with state and federal planning and zoning standards.

4. **POSSIBLE DISABILITIES**—There are no facts or circumstances (*including the existence of effective or proposed leases, use agreements, or other legal proceedings*), which:

- (A) are known or by due diligence might be known;
- (B) in reasonable probability might make it impossible for the sponsor to carry out and complete the project or carry out the provisions of the project application, either by limiting its legal or financial ability or otherwise; and
- (C) have not been brought to the attention of an authorized representative of the Kentucky Transportation Cabinet

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SECTION 6: SPONSOR'S ASSURANCES

1. In order to secure financial assistance from the Kentucky Transportation Cabinet for the development of the airport, the Sponsor warrants to the Secretary and assures that the said airport and all the facilities thereon, or connected therewith, necessary for airport purposes, subject to ordinary wear and tear, without favor to or discrimination against any person or class of persons by reason of race, color, creed, or national origin, will be kept open and operated as such for the use of said airport for aeronautical purposes; that it will prevent the use of any land, either within or outside the boundaries of said airport, in any manner which would create a hazard to the landing, taking off, or maneuvering of aircraft at the airport or otherwise that would limit the usefulness of the said airport.
2. That in any agreement, contract, lease, or other arrangement for aeronautical services or products to be offered to the general public in connection with the operation of the airport, the provider shall be required to charge fair, reasonable, and not unjustly discriminatory prices for each unit of service subject to review by the Sponsor and the Kentucky Transportation Cabinet.
3. Nothing contained herein shall be construed to prohibit the granting or exercise of an exclusive right for the furnishing of non-aviation products or supplies, or any service of a non-aeronautical nature.
4. The Sponsor will operate and maintain in a safe and serviceable condition the airport and all facilities thereon and connected therewith that are necessary to serve the aeronautical users. Nothing contained herein, however, shall be construed to require that the airport be operated for aeronautical uses during temporary periods when snow, flood, or other climatic conditions interfere with such operation and maintenance.
5. Insofar as it is within its power and is reasonable, the Sponsor will, either by the acquisition and retention of the easements or other interests in or rights for the use of land or airspace or by adoption and enforcement of zoning
 - (A) prevent the construction, erection, alteration, or growth of any structure, tree, or other object in the approach areas of the runways of the airport, that would constitute an obstruction to air navigation according to the criteria or standards prescribed by Federal Aviation Regulations or Kentucky Airport Zoning Regulations, and;
 - (B) take action to restrict the use of land adjacent to or in the immediate vicinity of the airport, to activities and purposes compatible with normal airport operations including landing and takeoff of aircraft.
6. The Sponsor will ensure open competition by using request for proposal (RFP) and/or sealed bid advertisements on the Internet or publication in a newspaper of general circulation in the local jurisdiction.
 - (A) The Sponsor will solicit three (3) written quotes for a project/purchase less than \$40,000 but greater than or equal to \$20,000, in accordance with KRS 45A, the Model Procurement Code.
 - (B) The Sponsor will solicit one (1) written quote for a project/purchase less than \$20,000, in accordance with KRS 45A, the Model Procurement Code.
 - (C) The Sponsor will solicit sealed bids for a project/purchase greater than or equal to \$40,000, in accordance with KRS 45A, the Model Procurement Code.

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If the project, or any portion thereof, is approved by the Secretary of the Kentucky Transportation Cabinet and financial assistance is accepted by the Sponsor from the said department; it is understood and agreed that all airport development included in such project will be accomplished in accordance with the Kentucky Revised Statutes and the regulations, plans, and specifications for such development, as approved by the Secretary. This agreement and the covenants made herein-a-part shall become effective on the date below stated and shall remain in full force and effect throughout the useful life of the facilities developed under this project; but in any event for a minimum of twenty (20) years from said date. Closure, disposal, sale, release, or transfer of all or a portion of the property, structures, or facilities affected or resulting from this agreement may be subject to reimbursement of State funds and shall not be made without prior approval of the Kentucky Transportation Cabinet.

In witness whereof, the Sponsor has caused this project application to be duly executed in its name, this date:

_____ day of _____, ____.

Opinion of Sponsor's Attorney

I hereby certify that the Chair or other duly authorized representative has the legal authority to sign this project application on behalf of the sponsor and all statements of law made in this project application and all legal conclusions upon which the representations and covenants contained herein are based, are in my opinion true and correct.

SIGNATURE (*chair/ representative*)

X

NAME (*chair/representative*)

TITLE

DATE

NAME (*official airport board*)

SIGNATURE (*legal counsel*)

X

NAME (*legal counsel*)

TITLE

DATE

NAME (*firm*)

ADDRESS (*street*)

CITY

STATE

ZIP