

ORDINANCE NO. 9825-25

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, REPEALING SECTIONS 2.081, 2.082, 2.083, AND 2.084, CODE OF ORDINANCES, AND TO CHANGE THE NAME OF CLEARWATER AIRPARK TO CLEARWATER EXECUTIVE AIRPORT IN SECTION 4.23; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Clearwater adopted the Code of Ordinances on February 4, 1993; and

WHEREAS, the City has made numerous amendments to the Code of Ordinances to account for changing conditions within the City;

WHEREAS, On May 16, 1991, Clearwater Executive Airport changed its name to Clearwater Airpark;

WHEREAS, Based on current and future use of the KCLW facilities, Clearwater Executive Airport more appropriately speaks to the local and aviation communities about what to expect when considering the airport as a destination or business enterprise; and

WHEREAS, The name change to Clearwater Executive Airport was supported by the Airpark Advisory Board at the February 5, 2025 meeting; and

WHEREAS, the City Council directed staff at the August 6, 2025 special work session to sunset the Airpark Advisory Board,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA:

Section 1. That Chapter 2, Article III- Appointed Authorities, Boards, Committees, Division 2, is hereby repealed.

Section 2. That Chapter 4 – Airports and Aircraft, Article II- Airports to be amended to read as follows:

Sec. 4.23. Restrictions on takeoffs and landings.

- (1) *Purpose.* The purpose of this section is to minimize unwanted noise and sleep interruption in residential areas adjacent to Clearwater ~~Airpark~~ Executive Airport, generated by takeoff and landing operations at Clearwater ~~Airpark~~ Executive Airport after dark, and to provide an additional element of safety in the continued use of the ~~airpark~~ airport facility.

- (2) *Curfew.* No aircraft shall be permitted to take off or land at Clearwater ~~Airpark~~ Executive Airport during the time between 11:00 p.m. and 7:00 a.m. the following day. Traffic reporting aircraft only may take off at 6:00 a.m. with the permission of the airport manager.
- (3) *Emergency landings and takeoffs:*
- (a) The pilot in command of any aircraft landing or taking off from Clearwater ~~Airpark~~ Executive Airport shall be directly responsible for and is to be the final authority as to the operation of such aircraft while landing or taking off from Clearwater ~~Airpark~~ Executive Airport.
 - (b) In an emergency requiring immediate action in the form of landing or taking off from Clearwater ~~Airpark~~ Executive Airport, the pilot in command of any such aircraft may deviate from subsection (b) of this section to the extent required to meet the emergency.
 - (c) Each pilot in command of an aircraft who deviates from subsection (2) of this section by reason of any emergency shall file a written report in affidavit form with the city manager providing the pilot's identity, his pilot's license number, the number and type of the plane, the name and address of any person with the pilot, and a detailed statement of the facts and conditions supporting the emergency that required a deviation.

Section 3. Amendments to the Code of Ordinances of the City of Clearwater are hereby adopted to read as set forth in this Ordinance.

Section 4. The City of Clearwater does hereby certify that the amendment contained herein, as well as the provisions of this Ordinance, are consistent with and in conformance with the City's Comprehensive Plan.

Section 5. Should any part or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Ordinance as a whole, or any part thereof other than the part declared to be invalid.

Section 6. Notice of the proposed enactment of this Ordinance has been properly advertised in a newspaper of general circulation in accordance with applicable law.

Section 7. This ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING

PASSED ON SECOND AND FINAL
READING AND ADOPTED

Bruce Rector
Mayor

Approved as to form:

Attest:

Melissa Isabel, Esq.
Senior Assistant City Attorney

Rosemarie Call, MPA, MMC
City Clerk