



March 27, 2023

Air Carriers, Foreign Air Carriers and Others Operating at Abilene Regional Airport

Re: Notice by Public Agency of Intent to Apply for Authority to Impose a Passenger Facility Charge for New Projects at the Abilene Regional Airport (ABI)

Dear Operator:

The City of Abilene (the City) intends to submit an application to the Federal Aviation Administration (FAA) to gain authority to initiate a new impose and use application for projects at the Abilene Regional Airport.

As required by Section 158.23 of the Federal Aviation Regulations (FAR) Part 158, Passenger Facility Charges, the City of Abilene is hereby providing written notice to all air carriers and foreign air carriers operating at the Airport. This letter serves to inform air carriers of the City's intent to initiate a new PFC application and notify air carriers of a PFC Consultation Meeting.

The City seeks to initiate a new impose and use application to add projects for:

1. Terminal Modernization Project Improvements (Preliminary Planning & Design)
2. ARFF Truck Replacement
3. Terminal Modernization Project Construction Phase I
4. ARFF Building Construction
5. Jet Bridge Replacements
6. Terminal Modernization Phase II Design
7. PFC Professional Services (App 4)
8. PFC Professional Services (SOAR Admin, Close-out, and Audit Costs)

In accordance with §158.23(e)(1), the City of Abilene requests that air carriers confirm receipt of this letter and additionally state their intended presence at an in-person and virtual meeting scheduled for April 27, 2023, at 10:30 am CDT.

The in-person meeting location is:

Airport Terminal Lower Level, 2933 Airport Blvd, Abilene, TX, Lawrence E. Gill Conference Room

Abilene Regional Airport
2933 Airport Boulevard, Suite 200
Abilene, Texas 79602
325.676.6367
IFLYABI.COM



If you wish to participate virtually, please email Lisa Lawson at lisa@kutchins-groh.com with your contact information in order to receive information regarding the virtual Consultation Meeting login credentials.

If an air carrier determines that the consultation meeting is not necessary, the City requests that the air carrier's certification of agreement or disagreement be forwarded with its written acknowledgment of receiving this notice of intent.

Also, in accordance with §158.23, the City requests that air carriers confirm receipt of this letter and additionally state their intended presence at a consultation meeting scheduled for April 27, 2023, at 10:30 am CDT.

Section 158.23 (a) (1) Description of Projects

1. **Terminal Modernization Project Improvements (Preliminary Planning & Design)**: This project involves architectural and engineering design services for interior terminal improvements, including renovation and modernization of restrooms, and public use areas. This project includes the schematic design phase through issuance of construction documents, bidding services, and construction administration. This project is to reimburse the Airport for Local funds required for the design and project oversight costs.
2. **ARFF Truck Replacement**: This project is for the replacement of the Airport's ARFF Truck. The current vehicle is 21 years old and has reached the end of its useful life. This project is for the match money required for the planned 2024 AIP Entitlement Grant.
3. **Terminal Modernization Project Construction Phase I**: This project is the enabling mechanism for the Airport's Modernization program. It includes interior renovations and improvements and sets the stage for the full improvement program that includes a new security checkpoint, expansion and renovation of the boarding lounges, improvements to the ticket lobby, and expansion of the terminal lobby pre-security. This project is funded by AIP Grant 55 and AIG Grant 56.
4. **ARFF Building Construction**: This project is to cover eligible costs associated with the new ARFF Station constructed in 2022. The project was funded with an AIP grant; however, there were not enough funds available to cover the entire cost. The Airport paid for the grant match and additional funding out of its Airport funds and now seeks reimbursement of those costs.
5. **Jet Bridge Replacements**: This project is for the removal and replacement of the outdated jet bridges. The project was funded by an AIP grant and this PFC project is for the local funding portion.
6. **Terminal Modernization Phase II Design**: This project involves architectural and engineering design services for interior terminal improvements, including renovation and modernization of restrooms and public use areas. This project includes the schematic design phase through issuance of construction documents, bidding services, and construction administration.
7. **PFC Professional Services (App 4)**: This project involves the recapture of the professional service fees associated with the preparation of the PFC application. The objective of this project is to successfully navigate the Passenger Facility Charge application process in a manner acceptable to the FAA that will

result in the Airport's ability to impose and use the PFC as set out by FAR Part 158. Successful completion of the application will afford the Airport the opportunity to continue the collection of PFC revenue for its Capital Development Program. This project is a 100% PFC-funded project.

8. PFC Professional Services (SOAR Admin, Close-out, and Audit Costs): This project involves the professional services associated with the required annual audits of the program as well as the monthly administration, review, and update of all SOAR transactions for the life of the application. This project is a 100% PFC-funded project.

Section 158.23 (a)(3) Request that a Class of Air Carriers Not Be Required to Collect the PFC

Under Section 158.11 of FAR Part 158, the City may request in its application to the FAA to impose a PFC that any class of air carrier not be required to collect the PFC if the number of passengers enplaned by the carriers in the class constitutes no more than one percent (1%) of the total number of passengers enplaned annually at the Airport. The number of passengers enplaned annually by the requested class of ATCO-Non-Scheduled/On-Demand Air Carriers filing FAA Form 1800-31 represents approximately 0.0% of total passengers enplaned at the Airport in 2021. The 2021 ACAIS Report included no carriers filing under FAA Form 1800-31.

The City believes that the PFC revenue to be collected from the requested class of carriers does not justify the administrative burden that would be imposed on the carriers and the City in collecting and accounting for the revenues.

The City further believes that the requested class of on-demand air taxi operators is logically distinguishable from the air carriers providing regularly scheduled air service at the main Airport passenger terminal building and that the exclusion of such on-demand operators will not have a discriminatory effect.

Section 158.23 (a)(2) PFC Level, Effective Date, Expiration Date, and Total Revenue

PFC Level:	\$4.50
Charge Effective Date:	July 1, 2023
Estimated Charge Expiration Date:	July 1, 2032
Total PFC Revenue:	\$2,754,595

Section 158.23 (a) (4) Meeting Notice

The City will hold an airline consultation meeting on **April 27, 2023, at 10:30 am CDT** to discuss the proposed application and answer any questions. The in-person meeting location is:

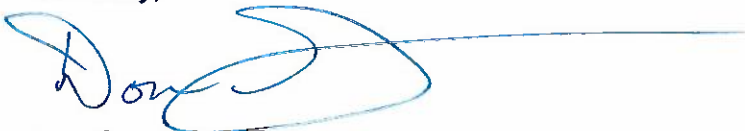
Airport Terminal Lower Level, 2933 Airport Blvd, Abilene, TX, Lawrence E. Gill Conference Room

Please contact Lisa Lawson with Kutchins & Groh, LLC, at lisa@kutchins-groh.com for information regarding attendance via virtual means.

It is requested that you provide the City your written responses and Certifications of Agreement/Disagreement to the proposed action within 30 days of the consultation meeting or receipt of this letter if no meeting is desired.

Should you have any questions, please contact us. We look forward to meeting with you to discuss this program with you.

Sincerely,



Don Green, A.A.E.
Director of Transportation Services