

# ~~PART 30: CONDUCT OF PERSONS USING THE AIRPORT~~

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### **30.01 Commercial Aviation**

30.01-1 Every Scheduled Air Carrier seeking to conduct business and aircraft operations at the Airport shall execute a Use and Lease Agreement, a license or a permit authorizing it to conduct business at the Airport. Itinerant Air Carriers shall be required to notify DEN Airport Operations and forward in advance their operating certificate, insurance certificate, and payment of forecasted fees and charges in accordance with Part 120.

### **30.02 Business and Concessions**

30.02-1 No pPerson shall conduct any business, concession or commercial activity at the Airport or within or on any of the buildings, structures, land, parking facilities, walkways, roadways or other facilities used or operated in connection with said Airport, without first obtaining a written permit, license or a contract from the CEO.

### **30.03 Travel in Authorized Areas**

30.03-1 No pPerson shall travel on the Airport other than on roads, walks, or areas provided for that particular class of traffic. No pPerson shall use the roads, walks, or other areas in such a manner as to hinder or obstruct their use.

### **30.04 Submission to Screening**

30.04-1 No pPerson, except a law enforcement officer, authorized TSA manager, or DEN Operations pPersonnel responding to an emergency, may enter a Sterile Area without submitting to the screening of their person and property in accordance with TSA regulations and procedures adopted to control access to the Sterile Area.

### **30.05 Commercial Picture Taking**

30.05-1 No pPerson shall take pictures or videos of any type on the Airport for commercial purpose without the written permission of the CEO. The CEO may impose reasonable conditions for granting such permission.

### ~~—Advertisement~~

### 30.06 Advertising and Branding

30.06-1 Advertising

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a. ~~No p~~Person shall post ~~or~~, distribute ~~any commereial~~, display, or promote their own or another Person's advertisements, signs, ~~or~~ handbills, promotional customer dividend programs (e.g. airline credit card), or similar materials in any format (collectively, "**Advertisements**") on, at, or in the Airport ~~without the~~, except either: (1) as expressly authorized pursuant to Part 50; or (2) in accordance with a Use and Lease Agreement, Concession Agreement, or other written ~~permission of~~agreement between the Person and the ~~CEO~~City.

30.06-2 Branding

a. An Airline, Airport Hotel, Commercial Operator, or Concession Operator may post, distribute, display, or promote its respective public image, reputation, or identity (collectively, "**Brand**") on, at, or in the Airport in accordance with the terms and conditions of: (1) its respective Use and Lease Agreement, Concession Agreement, or other written agreement between the Airline, Airport Hotel, Commercial Operator, or Concession Operator, as applicable, and the City; and (2) the DEN Rules. The term Brand does not include the public image, reputation, or identity of, for example, a financial institution that offers banking services to an Airline's clients through a promotional customer dividend (e.g. airline credit card) or other similar program.

**30.07 Lost Articles**

30.07-1 Any person finding lost articles in the public areas of the Airport shall immediately deposit them at the ~~Airport~~**DEN** Lost and Found office in the Terminal.

**30.08 Roller Skates~~;~~ Bicycles, Etc. Prohibited**

30.08-1 The use of roller skates, in-line or regular, coasters/hoverboards/scooters (including, but not limited to, those that are self-propelled/self-balancing), bicycles, skateboards, toy vehicles and similar devices is prohibited in public buildings (including the Airport Hotel and Plaza Area and Transit Center) located on the Airport without the approval of the CEO or their designee. Law enforcement ~~personnel~~officers, authorized paramedic response personnel, and other authorized Airport personnel are exempt. Nothing in this ~~Part~~**Section** 30.08 shall prohibit the use of mobility devices by disabled persons as permitted under ~~federal, state, or local laws~~Applicable Law.

**30.09 Dogs and Other Animals**

30.09-1 No ~~p~~Person shall enter the Airport Operations Area, ~~the Terminal~~, or the ~~Terminal building~~Concourse with a dog or any other animal, except a Service Animal, therapy dogs

specifically permitted by Airport management, an animal that is to be or has been transported by air and in preparation for shipping or receiving, or an animal accompanying a law enforcement agency. Dogs and other animals may be permitted in other outdoor areas of the Airport, such as the pet relief areas, if restrained by leash or confined in such manner as to be under the owner's control at all times. All animals on Airport premises must be restrained by a leash or otherwise confined so as to be completely under control whether or not such animal is to be or has been transported by air. Individuals may be asked to remove an animal from the Airport premises if the animal is out of control.

### **30.10 Nonliability of the City**

30.10-1 The City assumes no responsibility or liability for loss, injury or damage to persons or property on the Airport or using Airport facilities, by reason of fire, theft, vandalism, wind, flood, earthquake or collision damage, nor does the City assume any liability by reason of injury to persons or property while using the facilities of the Airport.

### **30.11 Closing Concourses to All Except Ticketed Passengers**

30.11-1 Concourses will be closed to all except ticketed passengers only when conditions clearly warrant such action.

30.11-2 The CEO reserves the right of final decision authority as to when ~~e~~Concourses will be closed to all except ticketed passengers. This action will not be taken without consideration given to its effect, and notification made to the air carriers.

30.11-3 All airlines will:

- a. Request arriving passengers prior to deplaning not to wait at the gate area for people to meet them.
- b. Airlines will monitor gate areas closely to ensure the elderly, infirm or unaccompanied children are able to find the people who are scheduled to meet them.

### **30.12 Luggage Carts (Smarte Carte)**

30.12-1 The Smarte Carte system is a retail system located throughout the Airport for the use and convenience of the traveling public. Smarte Carte baggage carts must remain in public areas of the ~~Airport~~ Terminal at all times. Smarte ~~Cartes~~Carte baggage carts are not permitted on the ~~e~~Concourses or on the Automated ~~Guideway Transit~~Ground Transportation System (AGTS).

a. No ~~p~~Person shall use Smarte Carte baggage carts without paying the appropriate fee through the rental device of the Smarte Carte Management Unit (~~(“CMU”).~~).

b. Exception

~~4~~.i. Arriving international passengers may use Smarte ~~Cartes~~Carte baggage carts provided by the City in the Federal Inspection Service ~~f~~Facility for the transport of arriving international baggage.

30.12-2 No ~~person or entity~~Person, other than the concessionaire(s) authorized by the CEO, shall dispense or otherwise accept payment for the use of Smarte Carte baggage carts.

30.12-3 No ~~p~~Person shall make use or permit any other use of the Smarte Carte baggage carts prior to returning it to the CMU.

30.12-4 Users of Smarte Carte baggage carts are expected to return carts to the CMU. The concessionaire has primary responsibility to collect Smarte Carte baggage carts not returned by the original user. Persons, other than the original user, may not return Smarte Carte baggage carts to collect the rebate; except that Airport employees may remove Smarte Carte baggage carts from their immediate work area or move carts presenting a hazard.

30.12-5 It shall be prohibited for any ~~p~~Person to engage in a commercial or business operation which is based on or includes the collection or return of Smarte Carte baggage carts.

### 30.13 Smoking Prohibition

#### 30.13-1 Smoking Prohibited

a. Pursuant to the Mayor's Executive Order No. 99, smoking is prohibited in all indoor public places at the Airport, including bars, restaurants, and food courts, ~~pursuant to D.R.M.C. Section 24-304(a)(1).~~ Smoking is prohibited in the tunnels, ~~in stairwells~~, and all restricted access areas.

b. Smoking ~~at the entrances or~~ on the grounds of City-owned or managed facilities ~~may~~shall be regulated by the ~~manager~~CEO in ~~charge of~~accordance with the ~~facility~~Colorado Clean Indoor Air Act, and with an effort made to reduce exposure to second-hand ~~smoke vapor, a by-product of which is an aerosol that may contain harmful toxicants.~~ Smoking on the grounds of the Airport are regulated as follows:

~~4~~.i. Smoking is prohibited within 25 feet of any building entrance, outdoor air intakes, and operable windows;

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- ~~2~~.ii. Smoking is prohibited within 100 feet of aircraft;
- ~~3~~.iii. Smoking is prohibited within 100 feet of hazardous regions (fueling operations, flammable liquid storage, explosive atmospheres, combustible storage, etc.); ~~and~~
- iv. Smoking at the Airport is allowed in designated smoking areas as provided for in Section 40.23-1.b.4.; and
- ~~4~~.v. Smoking is prohibited in City-owned vehicles.

30.13-2 Regulation of Smoking in Places of Employment

- ~~a.~~ Pursuant to ~~Article IX, Chapter 24 of D.R.M.C. Section 24-305,~~ Employers shall provide a smoke-free work area for every employee requesting not to have to breathe environmental tobacco smoke.
- ~~a~~.b. Each employer having an indoor place of employment shall implement, make known, follow, and enforce a written smoking policy which shall:
  - ~~1~~.i. State that every employee has a right to work in an area free of environmental tobacco smoke. If a designated smoke-free area does not eliminate environmental tobacco smoke from the employee's work area except in food service establishments, the employer will take steps to eliminate the environmental tobacco smoke. In any dispute concerning the smoking policy, the health of the non-smoker shall take precedence. In food service establishments, employers shall accommodate an employee's request to work in the no-smoking section unless such accommodation is impractical;
  - ~~2~~.ii. Prohibit smoking in auditoriums, classrooms, conference/meeting rooms, elevators, elevator lobbies, hallways, stairwells, escalators, medical facilities and restrooms; and
  - ~~3~~.iii. Prohibit smoking in employee cafeterias, lunchrooms, and lounges unless separate facilities are available to non-smokers.

~~— No Smoking Signs~~

~~Any~~An employer may prohibit smoking ~~or no smoking~~throughout an entire place of employment by posting signs ~~shall comply with~~required by D.R.M.C. ~~Section~~§ 24-309.

~~— Exceptions~~

~~— Smoking on the concourse ramps is allowed in designated smoking areas only. All designated smoking areas must meet the distance restrictions described in 30.13-1.b.1-3 above.~~

~~— DEN will identify and approve all designated smoking areas;~~

~~—DEN will be responsible for signage and pavement markings; and~~

~~3.c. Airlines will be responsible for providing and maintaining non-combustible receptacles for discarding all smoking materials. These receptacles must be approved by DEN308.~~

### **30.14 Purchase and Delivery of Food and Products from Unlicensed Vendors**

30.14-1 The purchase of food from unlicensed vendors for delivery to the Airport is prohibited.

30.14-2 No ~~p~~Person at the Airport may purchase food, beverages, or other products from vendors not licensed to do business at the Airport.

### **30.15 Safety Measures**

#### 30.15-1 Reflective Clothing in Certain Areas

a. All DEN employees, contractors, vendors, tenants, licensees, regulators, and visitors ~~(i.e. FAA, TSA, maintenance technicians, airlines, and delivery drivers)~~ must wear, at a minimum, an American National Standards (ANSI) Class II high visibility safety vest/garment while working in or visiting the following areas: the Airport Operations Area, within ~~a~~Airport roadways and parking lots, or any maintenance or construction project. This ~~requirement~~Section also applies to personnel working within 15 feet of moving vehicles in the baggage tunnels.

#### 30.15-2 Responsibilities of Employees and Supervisors

- a. Each employee shall ensure that ~~his/her~~their safety vest/garment is kept clean to maintain the reflectivity and visibility the garment is designed to provide. The safety vest/garment must be worn on top of all other clothing, jackets, or garments. No employee shall be allowed to work in the areas described above without the proper safety equipment.
- b. The management of each organization covered by this ~~rule~~Section is responsible for providing safety vest/garments to its employees and for the compliance and enforcement of this rule.
- c. Airport vehicles must have extra safety vests/garments stored in them at all times.

#### 30.15-3 Exceptions.

a. The following classes are exempt from this Section:

a.i. Denver Police, Fire and Paramedic personnel performing normal work functions.

~~—Flight crews performing preflight checks.~~

~~e.ii.~~ Personnel ~~in transit~~transiting directly and promptly between a legally parked vehicle and a building entrance for the sole purpose of reporting to ~~or leaving~~ work or ~~meetings~~attending a meeting, provided they are not crossing or entering areas of active vehicle or equipment operation.

~~— Personnel walking directly from one building door to another.~~

iii. Personnel moving directly between adjacent building entrances or doorways via established pedestrian routes or sidewalks that are clearly separated from operational or traffic areas, and where no maintenance, construction, or vehicle activity is present.

#### 30.15-4 Use of Personal Audio Devices

a. Tenants, contractors, vendors, and Airport employees are prohibited from using in-ear or over-ear headphones, earbuds, or any other personal audio or electronic devices that may impair situational awareness while operating vehicles, machinery, or equipment in Airport-operated spaces. Exceptions may be granted for essential communication and medical devices approved by DEN Airport Operations.

### **30.16 Marijuana Prohibited**

30.16-1 It shall be unlawful to:

- a. Possess, consume, use, display, transfer, distribute, sell, transport grow Marijuana on any property or facilities owned by DEN including but not limited to any building, structures, terminals, parking and ground transportation facilities, roadways, land, hangars, warehouses runways, shops, hotels, motels and administrative offices;
- b. Sell, display, or advertise any product bearing the image, likeness, description, or name of Marijuana or Marijuana-themed paraphernalia; and
- c. Advertise a Marijuana-related business or establishment.

30.16-2 Exceptions

a. Section 30.16-1.b. shall not apply to the following:

~~1.~~i. Publications or other commercial, print media products in which Marijuana or the image, likeness, or description thereof is incidental to the principal purpose of the publication or product;  
or

~~2.~~ii. Non-commercial products containing educational materials relating to Marijuana.

### 30.17 Prohibited Alcohol

~~30.17-1~~ It shall be unlawful to consume, use, transfer, distribute, or sell Powdered Alcohol or Miniature Alcohol Bottles in the ~~Airport~~ Terminal, Concourses, Plaza, Hotel, shops, and restaurants.

### 30.18 Trespassing

#### 30.18-1 General Rule

a. Due to the physical limitations of the ~~Jeppesen~~ Terminal, Concourses, Airport Hotel, Plaza, and Transit Center areas, high volumes of passenger traffic, and concern for the general safety, security and welfare of the traveling public at the Airport, the Airport shall remain closed 24 hours per day, 7 days per week, 365 days per year. It shall be unlawful:

~~1.i.~~ For any person to remain at DEN, unless that person meets one of the exceptions listed in Section 30.18-2 ~~of this Rule~~.

~~2.~~ii. For any person to use or remain in or at the Airport for the purpose of camping. As used in this ~~Part~~Section 30.18-1.a., "camp" means to reside or temporarily dwell in a place with shelter. ~~The term "~~"shelter" includes, without limitation, any tent, tarpaulin, lean-to, sleeping bag, bedroll, blankets, or any form of cover or protection from the elements other than clothing. ~~The term "~~"reside" or "dwell" includes, without limitation, conducting such activities as eating, sleeping, laundering garments or the storage of personal possessions, in any area of the Airport not specifically designated for such activities. Any use of the ~~a~~Airport for temporary accommodations is strictly prohibited, except for conditions listed in Section 30.18-2, below.

~~3.~~iii. To engage in aggressive panhandling, as defined in D.R.M.C. Section 30-100, or continue to panhandle after having been asked to leave or refrain from such activity, at the Airport. Aggressive panhandling ~~is~~ interchangeable with soliciting and means:

~~i.~~1. Requesting an immediate donation of money.

~~ii.~~2. Intentionally touching or causing physical contact with another person without that person's consent in the course of soliciting.

~~iii.~~3. Intentionally blocking or interfering with the safe or free passage of a pedestrian or vehicle by any means, including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid physical contact.

~~iv.~~4. Using violent or threatening gestures toward a person solicited.

~~v.5.~~ Using profane or abusive language which is likely to provoke an immediate violent reaction from the person being solicited.

~~vi.6.~~ Approaching or following a person as part of a group of two (2) or more persons, in a manner and with conduct, words, or gestures intended or likely to cause a reasonable person to fear imminent bodily harm or damage to or loss of property or otherwise to be intimidated into giving money or other thing of value.

### 30.18-2 Exceptions

a. A person may remain at the Airport if:

~~a.i.~~ The person has arrived at, is in transit through, or will be departing from the Airport as an airline passenger within twenty-four (24) hours, as evidenced by a valid travel itinerary, ticket, or boarding pass matching the person's valid identification; or

~~b.ii.~~ The person is awaiting the arrival of an airline passenger due to arrive within four (4) hours, or the arrival of an airline passenger on a flight that has been unexpectedly delayed or cancelled, and the passenger is expected to arrive within four (4) hours, as evidenced by verifiable flight information; or

~~e.iii.~~ The person is a registered guest or conventioner at the ~~DEN~~ ~~Westin~~/Airport Hotel, or is an attendee at a ~~DEN~~an Airport event, as evidenced by a valid invitation or ticket to the event, or have a legitimate reason to be at the Airport; or

~~d.iv.~~ The person is a City employee, employee of a government entity, employee of an approved business located in or doing business with the City, or any person whose presence in the Terminal is substantially and directly related to the air transportation of passengers or property; and it is within two (2) hours prior to or after the employee's scheduled work shift; or

~~e.v.~~ The person is a ticketed passenger delayed at ~~DEN~~the Airport as a result of severe weather or other emergency declared by the Airport, which is causing flight cancelations, delays, or other conditions disruptive to ~~a~~Airport activity and beyond its control.

### 30.18-3 Penalty

a. All persons who refuse to comply with this ~~rule~~Section after being requested to do so by a representative of the Airport or a duly appointed ~~Law Enforcement Officer~~law enforcement officer will be considered a trespasser and shall be subject to ~~applicable laws.~~ Applicable Law.

## 30.19 Firearms And Contraband

### 30.19-1 General Rule

a. It is unlawful for any person to possess or present any ~~e~~Contraband or ~~loaded firearm~~Loaded Firearm, as defined in ~~Parts~~Sections 10.17 and 10.29, on or about their person or property whether concealed or not, in the ~~Airport~~ Terminal, ~~sterile, secured~~Sterile, Secured, or ~~controlled areas~~Controlled Areas, or while seeking to enter the ~~sterile, secured~~Sterile, Secured, or ~~controlled areas~~Controlled Areas at ~~the~~the Airport.

### ~~a.~~30.19-2 Exemption

~~1.~~a. Persons exempt from prosecution under this ~~s~~Section include any person who, at the time of the offense alleged under ~~subs~~Section 30.19-2 are lawfully transporting a weapon in accordance with TSA regulations, was an official or employee of a municipality, or State, or of the United States who is authorized to carry arms in the performance of the person's official duties, and who was, in fact, engaged in the performance of those duties. The CEO reserves the right to grant further exemptions to this rule for security personnel engaged by a carrier to provide security services at ~~the~~the Airport, upon request, in their sole and absolute discretion.

~~2.~~b. The fact a person did not intentionally and/or knowingly cause the ~~loaded firearm~~Loaded Firearm to be in their possession or to be presented for entry into the Terminal, ~~sterile, secured~~Sterile, Secured, or ~~controlled areas~~Controlled Areas of ~~the~~the Airport, shall be no exemption to prosecution under this ~~s~~Section.

### ~~30.19-2~~30.19-3 Proof of Violation

a. If any person:

a.i. Seeks to pass into the Terminal, ~~sterile, secured~~Sterile, Secured, or ~~controlled areas~~Controlled Areas of ~~the~~the Airport while possessing a ~~loaded firearm~~Loaded Firearm and/or Contraband on the person or in the person's baggage; or

b.i. Has entered the Terminal, ~~sterile, secured~~Sterile, Secured, or ~~controlled areas~~Controlled Areas of ~~the~~the Airport in any manner while possessing a ~~loaded firearm~~Loaded Firearm on the person or in the person's baggage; or

e.iii. Has caused any item of baggage which contains any ~~loaded firearm~~Loaded Firearm and/or Contraband to be passed through a security checkpoint; or

~~d.~~iv. Otherwise has possession or control over any item of baggage which contains any ~~loaded firearm~~Loaded Firearm and/or Contraband, and seeks to pass the checkpoint, or enter the ~~sterile,~~

~~secured~~ Sterile, Secured, or controlled areas Controlled Areas of ~~DEN~~ the Airport.

These circumstances shall be prima facie evidence of violation of this ~~Part~~ Section 30.19.

### 30.20 Compliance with Laws

30.20-1 All Persons shall (and cause their agents, contractors, employees, and invitees to) comply with all applicable federal, state, and local laws, statutes, ordinances, and other governmental orders, rules or regulations, including, without limitation, court orders, writs, injunctions and decrees and the DEN Rules, now in force or that may be enacted, ordered, or amended from time-to-time (collectively, “Applicable Law”).