



CITY OF DANBURY
DANBURY, CONNECTICUT 06810

Danbury Municipal Airport
P. O. Box 2299
Danbury, CT 06813
(203) 797-4624
Fax: (203) 796-1569

Paul D. Estefan
Airport Administrator
Michael Safranek
Assistant Airport Administrator

TO: ALL FBO'S, CHARTER OPERATORS,
TENANTS, FLIGHT SCHOOLS

Cc: Les Pinter, Esq. – Corporation Counsel
Town Clerk's Office

FROM: Paul D. Estefan
Airport Administrator

DATE: May 21, 2013

SUBJECT: *Aviation Commission*

Please be advised the Regular Meeting of the Aviation Commission scheduled for Tuesday, May 21, 2013, has been canceled as per the attached Airport Administrator Report.

The next meeting is scheduled for Tuesday, June 18, 2013.

PDE:ald



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Paul D. Estefan
Airport Administrator

Airport Administrator Report
May 21, 2013

The agenda for this month had three items listed.

The first item was Business Aircraft Center – Request to lease additional 2 acres of land adjacent to current ramp space. We have received an email from BAC requesting this item be removed for consideration by the commission (copy attached).

The second item was Motion Simulations – Operation of business without proper permit. Attorney Biraglia sent a letter to Attorney Pinter in which he stated “my client has instructed me to close my file and advise the Aviation Commission that it will no longer be in business at DXR” (copy attached). Therefore, they have withdrawn their request. I have requested a date of departure through Attorney Pinter. Once received I will advise you.

The third item was Executive Air Service, LLC – Request to install solar panels on roof of 53 Miry Brook Road. I have sent a letter to Mr. Ran Nizan of Executive Air Service, copy attached, regarding their request for solar panels on their roof. I advised them that they file with the FAA a Notice of Proposed Construction or Alteration form so the FAA can review the solar panel request. As of this date, I have not received a response from Executive Air Service.

As we have no new business at the present time, I have recommended to the Chairman that we cancel the meeting. In addition, I have sent you a list of scheduled events for the airport.

Also, I have reached out to the DABA regarding the upcoming air show and requested a meeting so we can prepare for this event. I have received no response as of today, May 21, 2013.

Therefore, the meeting is canceled for this evening. Have a safe Memorial Day weekend to you and your family.

Sincerely,

Paul D. Estefan
Airport Administrator

PDE/ald



Alice Dyer <a.dyer@danbury-ct.gov>

Tuesday, May, 21, 2013 Aviation Commission Meeting

Accounting1 <abauts@aircraftcenter.com>

Fri, May 17, 2013 at 2:46 PM

To: "a.dyer@danbury-ct.gov" <a.dyer@danbury-ct.gov>, "p.estefan@danbury-ct.gov" <p.estefan@danbury-ct.gov>, "Mike Safranek (m.safranek@ci.Danbury.CT.us)" <m.safranek@ci.danbury.ct.us>

Please remove the request to lease 2 acres of land adjacent to current ramp space for Business Aircraft Center per Santo Silvestro request.

Best regards,

Anna Bauts

Executive Assistant

203-966-5466 Ext.16

abauts@businessaircraftcenter.com

www.businessaircraftcenter.com



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Paul D. Estefan
Airport Administrator

May 14, 2013

Ran Nizan
Executive Air Service, LLC
53 Miry Brook Road
Danbury, CT 06810

Dear Mr. Nizan:

Please submit to the FAA their form 7460-1 notice of proposed construction or alteration so they can review this part of the project.

The FAA's website address is <https://oeaaa.faa.gov/oeaaa/external/portal.jsp>

In doing this we can then get an answer from the FAA as to whether they will issue a determination of non-hazard to air navigation or it is a hazard to air navigation ruling.

Thank you for your interest in the solar panel program.

Sincerely,

Paul D. Estefan
Airport Administration

PDE:ald

HALLORAN
& SAGE LLP
ATTORNEYS AT LAW

Joseph Biraglia 203-798-1000 biraglia@halloran-sage.com

May 20, 2013

Via Electronic Mail Only

Laslo L. Pinter, Esq.
Deputy Corporation Counsel
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

RE: Motion Simulations, LLC

Dear Les:

I am in receipt of your correspondence dated May 6, 2013 in connection with the above-captioned matter. As I am sure you suspect, I respectfully disagree with your analysis and conclusions. In reading your correspondence I began to wonder if we were reading the same document as your letter implies that the May 27, 1969 agreement specifically includes language regarding the Minimum Standards, when, in fact, no such reference exists. I find your logic to be flawed in that you are relying on the contents of the Minimum Standards, which clearly did not exist in 1969, in supporting your argument that the Minimum Standards apply to, and regulate, conduct that in our view is clearly permitted under the May 27, 1969 agreement without any of the restrictions imposed by the Minimum Standards. In our view, your construction of the actual language of the May 27, 1969 agreement is conveniently tortured to provide the result your client seeks and ignores the plain meaning of the instrument itself. While I strongly believe that a court would support our construction of the relevant agreements regarding these issues, the actions of the Aviation Commission in this matter and the lack of cooperation from my client's landlord have had a significant impact upon the business operations of Motion Simulations, LLC and it has elected to cease operations at the subject location rendering the issues moot at this time. Consequently, my client has instructed me to close my file and advise the Aviation Commission that it will no longer be in business at DXR.

I appreciate the time you spent meeting with me and am disappointed that we were unable to work toward a different result. If you have any questions, please contact me at 203-798-1000 extension 5515.

Very truly yours,


Joseph Biraglia

JB/ac