



**H.R. 658  
Federal Aviation Administration (FAA) Reauthorization and Reform Act of 2011**

**Oppose the Schiff / Sherman / Berman Amendment**

Dear Representative:

We are writing today to express our strong opposition to the Schiff / Sherman / Berman amendment to the Federal Aviation Administration (FAA) Reauthorization and Reform Act of 2011 (H.R. 658) that would impose a night-time ban on all aircraft operations at both the Burbank (BUR) and Van Nuys (VNY), California airports. The Schiff / Sherman / Berman amendment would have a devastating impact on local businesses and negatively affect our aviation system.

The Schiff / Sherman / Berman amendment circumvents the requirements of the Airport Noise and Capacity Act of 1990 (ANCA) and sets a dangerous precedent. This action would undoubtedly lead to the creation of a patchwork of confusing and complex operating restrictions across the country that would undermine our national aviation and airport system.

As you know, ANCA was enacted by Congress in 1990 in response to a growing number of noise-based operating restrictions imposed on aircraft by localities. In developing ANCA, Congress carefully structured a compromise that addressed air carrier, general aviation, airport, and community interests. The current BUR-VNY proposal suggests that these airports should be allowed to circumvent ANCA, and that the proposed curfews be "grandfathered." However, only those restrictions that were already in effect or restrictions which had been proposed but not adopted before its enactment were grandfathered under the original statute. The FAA has determined that the BUR-VNY proposals do not fit this definition under ANCA.

The aviation industry is committed to working with communities through local programs. However, the proposed amendment represents an eleventh hour attempt to circumvent ANCA and would damage our nation's successful long-standing policy. We urge you to oppose the Schiff / Sherman / Berman amendment.

Sincerely,

Aircraft Owners and Pilots Association  
Air Transport Association  
Cargo Airline Association  
General Aviation Manufacturers Association  
Helicopter Association International  
National Air Transportation Association  
National Business Aviation Association