

MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU), dated _____, is made and entered into by and between: The City of Warwick, hereinafter (the City) located at 3275 Post Road, Warwick, Rhode Island, 02886, acting through the Office of the Mayor, Frank J. Picozzi, and: The Rhode Island Airport Corporation, hereinafter (RIAC) located at 2000 Post Road, Warwick, Rhode Island, 02886, acting through the Office of the President and CEO, Iftikhar Ahmad, and;

WHEREAS, RIAC is implementing a portion of its Master Plan as approved by the Federal Aviation Administration (FAA), said portion of Master Plan being relocation and expansion of an air cargo facility hereinafter referred as the South Cargo Facility Project; and

WHEREAS, the South Cargo Facility Project required FAA approval which came in the form of a Finding of No Significant Impact (FONSI) from the FAA on June 12, 2023 after completion of the Environmental Assessment (EA); and

WHEREAS, on January 12, 2021, based on the City's comments on the Master Plan, RIAC agreed to, and the Master Plan acknowledges, a noise wall as part of the South Cargo Facility Project and minimizing traffic impacts to local and City roadways; and

WHEREAS, in 2023, RIAC further committed to the building the noise wall and directing semi-tractor trailer truck traffic directly to the airport connector road in its response to the City's comments on the EA in June 2023; and

WHEREAS, on October 24, 2022, RIAC issued a procurement for the South Cargo Facility Project design work. This contract was approved by the RIAC Board of Directors on January 12, 2023; and

WHEREAS, on January 12, 2023, RIAC began design of the South Cargo Facility Project via an executed contract which is currently at the 70% design deliverable for construction of the aircraft apron and semi-tractor trailer truck traffic routes; and

WHEREAS, on February 2, 2023, RIAC issued a procurement for the South Cargo Facility Project grading and site work which included construction of the noise wall. This contract was approved by the RIAC Board of Directors on April 13, 2023; and

WHEREAS, on October 11, 2023, RIAC executed a construction contract for the South Cargo Facility Project sitework and grading which included construction of the noise wall subject to acquiring necessary property rights from the City; and

WHEREAS, RIAC has been designing traffic ingress and egress from the South Cargo Facility Project directly to and from the Airport Connector Road for use by semi-tractor trailer trucks.

Therefore, the parties agree as follows:

- a. Upon the City providing RIAC with the necessary property rights, RIAC will build the noise wall based on previously issued construction plans. The cost of the wall will be borne solely by RIAC on land owned by the City and the City will be compensated at fair market value for the use or purchase of the required city property to build such wall.

- b. RIAC will develop a road mitigation program that will direct all semi-tractor trailer truck traffic to and from the South Cargo Facility Project utilizing the Airport Connector.
- c. RIAC will construct and complete the aforesaid wall and traffic migration route prior to the South Cargo Facility Project becoming operational.
- d. This MOU has been signed and delivered by the President and CEO of RIAC to the Mayor of the City of Warwick, pursuant to the bylaws of RIAC it must be ratified by the RIAC Board of Directors. This MOU will be presented to the regularly scheduled meeting of the RIAC Board on January 11th with a recommendation for ratification. It is expected that the MOU will be ratified at the January 11th meeting.
- e. In the event the South Cargo Facility project is not constructed this MOU will be null and void and have no force and effect.

City of Warwick

By (signature): _____ Name: Frank J. Picozzi

Title: Mayor Date: _____

Rhode Island Airport Corporation

By (signature): I. Ahmad Name: Iftikhar Ahmad

Title: President & CEO Date: 1/2/2024