

CHAPTER 91: DRONES

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§ 91.01 PURPOSE.

(A) It is the purpose of this chapter to provide the residents of the city protection from invasions of privacy due to the rapid implementation of drone technology being put into use by individuals, entities and law enforcement agencies.

(B) Use of unmanned aerial vehicles also pose an unreasonable public safety concern to other aircraft or objects in the air and to city residents and their property on the ground in the event of drone malfunction, loss of control or other inability to sustain flight as intended.

(Ord. 115, passed 3-20-2013)

§ 91.02 DEFINITION.

DRONE means a powered, aerial vehicle that:

- (A) Does not carry a human;
- (B) Uses aerodynamic forces to provide vehicle lift;
- (C) Can fly autonomously or be piloted remotely; and
- (D) Can be expendable or recoverable.

(Ord. 115, passed 3-20-2013)

§ 91.03 PROHIBITION.

No person, entity, governmental unit or law enforcement agency may operate a drone within the air space of the city.

(Ord. 115, passed 3-20-2013) Penalty, see § 91.99

§ 91.04 EXCEPTIONS.

This chapter does not prohibit the use or operation of a drone in the city's airspace if:

- (A) A law enforcement agency first obtains a warrant authorizing its use;
- (B) A law enforcement agency determines, under particular circumstances, that there is immediate danger of death or serious

injury to any person;

(C) It is operated only within the boundaries of an individual's real property;

(D) License operators under contract with individual property owners with prior notification of local law enforcement; or

(E) Council-approved events.

(Ord. 115, passed 3-20-2013)

§ 91.99 PENALTY.

Use or operation of a drone within the airspace of the city in violation of this chapter shall be a misdemeanor, punishable in accordance with state law.

(Ord. 115, passed 3-20-2013)