

Sponsor: Grandillo, Kovach, Wolf
This is a Revision to the Codified Ordinances

CITY OF AURORA
OHIO

ORDINANCE 2015-113

INTRODUCED BY: Amy McDougald
SECONDED BY: Jim Vaca

AN ORDINANCE ENACTING A NEW CHAPTER 622 "FLYING MODEL AIRCRAFT/UNMANNED AERIAL VEHICLES (UAVs)" OF THE CODIFIED ORDINANCES OF THE CITY OF AURORA AND DECLARING AN EMERGENCY

WHEREAS, the city desires to enact a codified chapter that defines the regulations as they apply to the operation of any model aircraft, unmanned aircraft, drone, or other unmanned aerial vehicle within the City of Aurora;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Aurora, County of Portage, State of Ohio, that:

Section 1. City Council hereby enacts a new Chapter 622 "Flying Model Aircraft/Unmanned Aerial Vehicles (UAVs)" of the Codified Ordinances of the City of Aurora:

CHAPTER 622
FLYING MODEL AIRCRAFT/UNMANNED AERIAL VEHICLES (UAVs)

622.01 Operation.

(a) No person shall operate, within the city limits of Aurora, any model aircraft, unmanned aircraft, drone, or other unmanned aerial vehicle (collectively, "UAVs") which is controlled by radio, electronic, or similar free flight operation, by a person, computer, or machine on the ground or otherwise, in a manner such that the UAV flies within 1,000 feet of any of the following:

- (1) Public or private school property, without the express written consent of the individual authorized to grant said consent. This would include all athletic facilities located on school property as well as all school buildings;
- (2) All city owned buildings, without the express written consent of the Mayor or Police Chief;
- (3) City owned water towers;
- (4) Utility power sub stations;
- (5) Active crime scenes;
- (6) Active fire or accident scenes; and
- (7) Cell towers.

(b) In addition to the above, the following shall govern the use of said UAVs:

(1) Sustained operation above any roadway is prohibited where such operation could impair drivers' line of sight, distract drivers, or come into contact with motor vehicles operating within said roadways;

(2) Operation to capture images of people on private property that would otherwise not be visible without the use of the UAV is prohibited;

(3) Operation before dawn and after dusk is prohibited, unless prior authorization has been given by the Chief of Police, or his or her designee; and

(4) No person shall equip any drone with any weapon such as a firearm, explosive device, incendiary device, ballistic knife, knife, zip gun or any other dangerous ordnance as described in sections 2923.11 or 2923.24 of the Ohio Revised Code or any similar device.

622.02 Penalty.

(a) Whoever violates this section is guilty of a misdemeanor of the first degree.

Section 2. It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its Committees that resulted in such formal action were in meetings open to the public in compliance with the legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3. This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health and safety of this municipality. Wherefore, provided it receives an affirmative vote of six or more of the members elected to this Council, this Ordinance shall take effect and be in force immediately upon its passage by Council and approval of the Mayor; otherwise, it shall take effect and be in force after the earliest time provided by law.

Adopted: October 26, 2015 Approved: Oct. 27, 2015
Effective: October 27, 2015 By: Ann H. Womer Benjamin
Mayor Ann Womer Benjamin
Attest: Donna Hawks Approved as to legal form by: Dean DePiero
Donna Hawks, Clerk of Council Dean DePiero, Director of Law

CERTIFICATE OF POSTING

I, Donna Hawks, do hereby certify that I am the duly appointed and acting Clerk of Council of the City of Aurora, Ohio, and that the foregoing Ordinance was published in the City of Aurora as required by law by posting a true and exact copy thereof at the six (6) public posting places as established by Ordinances 1976-10 and 1992-107 and amended by Ordinances 1998-76, 2000-74, and 2014-078.

- 1) City Hall
- 2) Heinen's Grocery Store, Barrington Town Square
- 3) Fire Station No. 2
- 4) Aurora Memorial Library
- 5) U.S. Post Office, Village Commons Shopping Center
- 6) City Website

Such posting was for a period of fifteen (15) days commencing on the 13th Day of November, 2015.

Signed this 29th Day of October, 2015.



Clerk of Council
City of Aurora