

ORDINANCE NO. 89-17

**AN ORDINANCE ADOPTING CHAPTER 623 OF THE CODIFIED ORDINANCES
OF THE CITY OF AVON ENTITLED “UNMANNED AIRCRAFT SYSTEMS”
AND DECLARING AN EMERGENCY**

WHEREAS, Council recognizes that legitimate safety and privacy concerns are raised by the increasing popularity and recreational use of unmanned aircraft systems, which includes flying model aircraft and unmanned aerial vehicles commonly known as drones; and

WHEREAS, the Law Director has prepared legislation to address these concerns; and

WHEREAS, Council has reviewed that legislation and finds that it is reasonable and in the best interests of the safety, health and welfare of the citizens of the City of Avon to establish these regulations prohibiting recreational use of unmanned aircraft systems that improperly invades upon the privacy of the City of Avon and its citizens, or exposes the City of Avon, its employees and its citizens to potential property damage and injury; and

WHEREAS, Council desires to enact the codified chapter that sets forth these regulations.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVON, LORAIN COUNTY, OHIO:

Section 1 - That the proposed Chapter 623 entitled “Unmanned Aircraft Systems” be and the same is hereby adopted in its entirety as set forth in the attached Exhibit A which is incorporated herein by this reference.

Section 2 - That the Codifier is hereby instructed to create and insert Chapter 623 immediately following Chapter 620 in the Avon Codified Ordinances in a manner similar to that as set forth in Exhibit A.

Section 3 - That it is 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 of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 4 – This Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon the immediate emergency being the need to adopt regulations to govern the use of unmanned aircraft systems, which includes flying model aircraft and unmanned aerial vehicles commonly known as drones to protect legitimate safety and privacy concerns associated with such use; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____

DATE SIGNED: _____

By: _____
Craig Witherspoon, Council President

DATE APPROVED BY THE MAYOR: _____

Bryan K. Jensen, Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director
City of Avon, Ohio

ATTEST:

Barbara Brooks
Clerk of Council

Posted: _____
In Five Places as
Provided by Council

Prepared By:
John A. Gasior, Esq.
Law Director