

STATE OF GEORGIA  
CITY OF ROSWELL

First Reading: November 25, 2019  
Second Reading: December 9, 2019

**ORDINANCE TO AMEND ARTICLE 13.1 "OFFENSES INVOLVING PUBLIC PEACE AND OTHER," OF THE CODE OF ORDINANCES OF THE CITY OF ROSWELL**

**WHEREAS**, State law provides that the governing authority of each municipal corporation shall have legislative power to adopt clearly reasonable ordinances, resolutions, or regulations relating to its property, affairs, and local government for which no provision has been made by general law; and

**WHEREAS**, the Mayor and Council of the City of Roswell are charged with the protection of the public health, safety and welfare; and

**WHEREAS**, O.C.G.A. §6-1-4 gives municipalities certain rights regarding unmanned aircraft; and

**WHEREAS**, the Mayor and Council have determined that unmanned aircraft pose a threat to the public;

**NOW, THEREFORE**, the Mayor and Council of the City of Roswell, pursuant to their authority, do hereby adopt the following ordinance:

1.

**Chapter 13 "Offenses and Miscellaneous Provisions," Article 13.1, "Offenses Involving the Public Peace and Order,"** of the Code of Ordinances of the City of Roswell, Georgia is hereby amended by adding a new Section 13.1.14 entitled Unmanned Aircraft to read as follows:

**Section 13.1.14 Unmanned Aircraft**

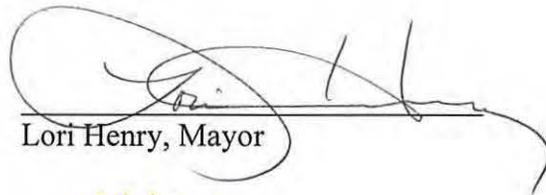
- (a) *Unmanned aircraft* for purposes of this section shall mean a powered, aerial vehicle or device that:
- (1) Does not carry a human operator and is operated without the possibility of direct human intervention from within or on the vehicle or device;
  - (2) Uses aerodynamic forces to provide vehicle lift;
  - (3) Can fly autonomously or be piloted remotely; and
  - (4) Can be expendable or recoverable.
- (b) *Unmanned aircraft* shall not include satellites

- (c) It shall be unlawful to within the City of Roswell to operate an unmanned aircraft in violation of the Federal Aviation Administration restrictions.
- (d) It shall be unlawful within the City of Roswell to launch or intentionally land an unmanned aircraft from or on any City of Roswell property whether owned, leased or otherwise possessed by the City unless such is authorized.

2.

This Ordinance shall take effect and be in force from and after the day of its adoption, the public welfare demanding it.

The above Ordinance was read and approved by the Mayor and Council of the City of Roswell, Georgia, on the 9<sup>th</sup> day of December 2019.

  
Lori Henry, Mayor

Attest:

  
Marlee Press, City Clerk

(SEAL)



**Public Safety Department - Councilmember Marie Willsey**

8. **Approval of a text amendment to Article 13.1, "Offenses Involving Public Peace and Order," by adding Section 13.1.14, "Unmanned Aircraft," in the City of Roswell Code of Ordinances. (Second Reading)**

*Ordinance No. 2019-12-35*

Second reading was approved by adding a new Section 13.1.14 entitled Unmanned Aircraft to read as follows:

**Section 13.1.14 Unmanned Aircraft**

(a) *Unmanned aircraft* for purposes of this section shall mean a powered, aerial vehicle or device that:

- (1) Does not carry a human operator and is operated without the possibility of direct human intervention from within or on the vehicle or device;
- (2) Uses aerodynamic forces to provide vehicle lift;
- (3) Can fly autonomously or be piloted remotely;
- (4) Can be expendable or recoverable.

(b) *Unmanned aircraft* shall not include satellites

(c) It shall be unlawful to within the City of Roswell to operate an unmanned aircraft in violation of the Federal Aviation Administration restrictions.

(d) It shall be unlawful within the City of Roswell to launch or intentionally land an unmanned aircraft from or on any City of Roswell property whether owned, leased or otherwise possessed by the City unless such is authorized.

Councilmember Willsey added a recommendation that Recreation and Parks take a look at opportunities where drones might be permitted to be flown or some registration or approval process would be allowed.

<b>RESULT:</b>	<b>APPROVED ON SECOND READING [UNANIMOUS]</b>
<b>MOVER:</b>	Marie Willsey, Councilmember
<b>SECONDER:</b>	Matt Judy, Councilmember
<b>IN FAVOR:</b>	Judy, Palermo, Tyser, Willsey, Zapata

**Transportation Department**

9. **Approval to adopt the City of Roswell Bicycle and Pedestrian Master Plan.**

<b>RESULT:</b>	<b>APPROVED [UNANIMOUS]</b>
<b>MOVER:</b>	Matt Judy, Councilmember
<b>SECONDER:</b>	Marie Willsey, Councilmember
<b>IN FAVOR:</b>	Judy, Palermo, Tyser, Willsey, Zapata