

ORDINANCE 2024-10

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRUITA, COLORADO
AMENDING SECTION IX OF THE FRUITA MUNICIPAL CODE AND CREATING A
NEW TITLE IX CHAPTER TO REGULATE UNMANNED AIR SYSTEMS.**

WHEREAS, The City of Fruita is a home rule municipality with the powers and authority vested under the Colorado Law; and

WHEREAS, Congress has provided the Federal Aviation Administration (FAA) with exclusive authority to regulate aviation safety, the efficiency of the navigable airspace, and air traffic control; and

WHEREAS, the FAA has promulgated and enforces 14 C.F.R. Part 107 regarding the safe and orderly operation of UAS; and

WHEREAS, the Fruita City Council has requested the ability for the Police Department to address unmanned aircraft systems throughout Fruita, and

WHEREAS, Title IX of the Fruita Municipal Code addresses the Public Peace, Morals, and Welfare of Fruita, and

WHEREAS, over the past year, staff and the Fruita City Council has been working on language and an update to Municipal Code to include language on the use of unmanned aircraft systems, and

WHEREAS, this update has included the recommendation on adding a new chapter to the Fruita Municipal Code on unmanned aircraft systems, and

WHEREAS, in this new chapter, unmanned aircraft systems are defined, along with prohibited acts, exemptions to the chapter, and enforcement of the provisions of the chapter, and

WHEREAS, the Fruita City Council finds it necessary to add this chapter to maintain the the public peace, morals, and welfare of Fruita.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRUITA, COLORADO:

Section 1: Section Chapter 9.16 of the Fruita Municipal Code is hereby added and included as follows of the Fruita Municipal Code, and as detailed in Exhibit A:

**PASSED AND ADOPTED BY THE FRUITA CITY COUNCIL
THIS 19th DAY OF MARCH, 2024.**

ATTEST:

CITY OF FRUITA

City Clerk

Mayor Joel Kincaid