

To; Dana Davis

Good Morning, this correspondence is to inform you of what I would like to put into place in the City of Watertown, as to Drone ordinance's. These Ordinance's would give the Watertown Police Dept. some Teeth to inforce the operation of Drone's in the City Limits of Watertown. There are many municipalities in the State of Wisconsin that do have Ordinance's regulating the use of Drone's in there Cities and Townships. I have been to the Watertown airport to ask some questions about the use of Drone's and they said it was a FAA Area to look at these things, so they gave me a phone number to call, but no one has returned my call as of yet. The reason for this is there is a person Stalking my wife and myself just about on a daily basis, when she is off work this individual is following her home and if that is not Stalking then maybe you have a different word for it, we have had the Watertown Police Dept over to our home and they have observed this so they are aware of this. So the point of this is that this individual has taken away of our Expectation of privacy, and continues to harrasse us. I have attached other Cities Ordinance's to this so there is some starting point. Also would like to attend the safety meeting that will be coming up on Wednesday the 3rd of January so please let me know what other options are available thanks for your attention

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WISCONSIN LAW

The Wisconsin statutes regulate drone use by prohibiting certain activities and limiting others. In general, Wisconsin statutes relating to drones can be divided into two categories: (1) those regulating all aircraft, including drones; and (2) those regulating drones only.

Chapter 114, Stats., governs air transportation and aircraft, which includes drones. The statutes provide that flight of an aircraft over the lands and waters of the state is generally **lawful** unless: (1) at such low altitude as to intentionally interfere with the then existing use to which the land or water, or space over the land or water, is put by the owner; or (2) unless so conducted as to be imminently dangerous or damaging to persons or property lawfully on the land or water beneath. However, the landing of an aircraft on the lands or waters of another, without the person's consent, is **unlawful**, except in the case of a forced landing. The statutes also prohibit operating an aircraft in the air or on the ground or water while under the influence of alcohol or drugs, or in a careless or reckless manner.⁷ [ss. 114.04, 114.05, and 114.09, Stats.]

In addition, certain statutory provisions relate specifically to drones and drone use. The statutes define the term "drone" to mean an aircraft operated without the possibility of direct human intervention from within or on the aircraft. [s. 114.105 (1) (a), Stats.] The Wisconsin statutes prohibit or limit the following uses of a drone:

- **Operation over correctional institutions.** No person may operate a drone over a correctional institution, including any grounds of the institution. [s. 114.045, Stats.]
- **Criminal investigations.** No Wisconsin law enforcement agency may use a drone to gather evidence or other information in a criminal investigation from a place where an individual has a reasonable expectation of privacy without first obtaining a search warrant. This prohibition does not apply to a law enforcement agency's use of a drone in a public place; in an active search and rescue operation; to locate an escaped prisoner; to surveil a place for the execution of an arrest warrant; or if a law enforcement officer has reasonable suspicion to believe that the use of a drone is necessary to prevent imminent danger to an individual or to prevent imminent destruction of evidence. [s. 175.55 (2), Stats.]
- **Photographing or videotaping in a private place.** Use of a drone with the intent to photograph, record, or otherwise observe another individual in a place where the individual has a reasonable expectation of privacy is a Class A misdemeanor. This provision does not apply to a law enforcement officer authorized to use a drone pursuant to a search warrant or an emergency exception, as discussed above. [s. 942.10, Stats.]

⁷ The statutes also address liability for damages caused by aircraft and generally provide that the liability of an aircraft owner for injury or damages to persons or property beneath are determined by the laws applicable to torts on land. [s. 114.05, Stats.]

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These are drone laws that apply only to certain regions, cities, or counties within the state of Wisconsin, and were created by various authorities within the state.

Town of Greenfield—Municipal Ordinance // 2017
(https://library.municode.com/wi/greenfield/codes/code_of_ordinances?nodeId=CH10PUPEGOOR_10.35UNAEVEUA.CR2884)

No person shall launch or land a drone outside of their visual line of sight; within one-hundred (100) feet of any person except the operator and assistant operator; within five hundred (500) feet of any festival, event, picnic, protest or public assembly of more than one-hundred (100) people; in a manner so as to endanger the safety of any person or property; within five hundred (500) feet of any emergency vehicle which is operating its emergency lights or siren, to any active police, fire or emergency response incident, to schools that are in session, and jails.

City of Hudson—Municipal Ordinance // 2017 (<http://www.woodburybulletin.com/news/government-and-politics/4369588-council-approves-drone-ordinance-hudson>)

The Hudson Common Council has approved an ordinance regulating unlawful use of drones. The ordinance prevents the use of a drone with the intent to photograph, record or observe someone in a place where they have a reasonable expectation of privacy, like in their backyard or their residence, and imposes a fine of \$200 for violations. Though State of Wisconsin already regulates use of drones in this manner, the city ordinance makes it easier for local law enforcement to enforce.

City of Chetek—Municipal Law // 2016 (<http://uavs.insct.org/wp-content/uploads/2016/04/Chetek-WI-Code-of-Ordinances-118-89.pdf>)