

CLARK COUNTY PUBLIC WORKS POLICY



XX.XX POL – Remote Controlled Aircraft Use in Parks

**Policy for approving the use of remote controlled aircraft in
Parks**

Sponsor: Parks and Lands Division

Approved by: Heath Henderson, P.E.
Public Works Director/County Engineer

Effective date: January 1, 2019

Cancels: n/a

Next review date: January 1, 2022

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1. Clark County Parks and Lands recognizes the increasingly popular recreational hobby of remote controlled aircraft (RCA) use. Requests to use and film with, RCA in parks have steadily increased as RCA have become more affordable and easier to use.
 2. Clark County Code 9.05, titled "Park Rules", in Chapter 9.05.180, currently prohibits the operation of "any radio- or remote-controlled model airplane"...."within a county park except in areas specifically designated by the parks division and posted for such use, or with the permission of the parks director".
 3. Clark County Parks and Lands will use this policy to establish the criteria by which the Parks Manager and/or designee may approve a park use permit for the use of RCA in parks.
 4. The applicant must submit a park use permit application for RCA use to Parks and Lands at least 14 days in advance of flight date. The request may be for recreational or commercial purposes.
 5. Persons desiring to utilize RCA in commercial or educational filming/still photography must obtain a commercial filming/still photography permit in addition to the RCA permit. Personal photography does not require the film/photography permit.
 6. Examples of typical permit requests are: educational, hobby/recreational, personal photography, geotechnical evaluation, aerial survey, and aerial inspections.
 7. Applicants must address the following items in their applications:

- 7.1 The date, time and location of the flight event, as well as expected attendance, if any beyond the operator.
 - 7.2 Provide description of flight location and flight plan including, location of pilot, take off/landing location(s), elevation, time of day, and maximum speed. Provide a map that shows the flight plan is preferred.
 - 7.3 Identify if the flight request is recreational or commercial in nature and acknowledge compliance with federal, state, and local regulations.
 - 7.4 Provide weight of RCA. If weight is over 0.55 lbs., applicant must include proof of registration with Federal Aviation Administration (FAA).
 - 7.5 If request is for work or business, then applicant must include proof of remote pilot airman certification or certification waiver per 14 CFR part 107.
 - 7.6 Acknowledge compliance with community based safety guidelines for hobby/recreational use and FAA operational rules for commercial use.
8. When approving such a permit, the Parks Manager or designee may specify time, geographic and/or elevation restrictions, and any other restrictions necessary to protect the public, park visitors or staff, or park resources.
 9. While operating a remote controlled aircraft in a park, the RCA operator is required to possess a copy of the permit and must produce it upon request by park staff and/or law enforcement. A permit approved by the Manager or designee to fly a RCA is subject to cancellation by the Parks Manager or designee if it is deemed necessary to protect the public, park visitors, staff, or park resources.
 10. Permittees are required to comply with all Local, State and Federal rules and regulations, including the Federal Aviation Administration guidelines on use of drones. The two most relevant rules are Title 14 of the Code of Federal Regulation (14 CFR) Part 107 and Public Law 112-95, Section 336 Special Rules for Model Aircraft.
 11. Applicants who have previous violations of Clark County Codes or park rules or who are delinquent in paying park permit, reservation or parking fees will not be eligible to receive a RCA permit.
 12. The Parks Manager, or designee, must approve all park use permits for RCA use in parks.

13. If the Parks Manager denies an application, the applicant can appeal the decision to the Clark County Manager.

14. If the Parks Manager denies an application, the applicant will be refunded the permit fees if the permit is denied or the denial is overturned on appeal.

See also:

- Clark County Park Rules 9.05

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