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CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
MIAMI-DADE COUNTY, FLORIDA

MEMORANDUM

Agenda Item No. 11(A)(6)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: November 17, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Resolution urging the Federal Aviation Administration to prohibit the operation of unmanned aircraft systems, or any equipment or any part thereof, above an airport or within one mile of an airport runway to ensure security and safety, subject to exceptions such as use of unmanned aircraft systems by airport tenants or authorized contractors, or any person or entity authorized by federal law or the Federal Aviation Administration

Resolution No. R-1045-15

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Rebeca Sosa.

Abigail Price-Williams
County Attorney

APW/lmp

MEMORANDUM

(Revised)

TO: Honorable Chairman Jean Monestime
and Members, Board of County Commissioners

DATE: November 17, 2015

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 11(A)(6)

Please note any items checked.

_____ **"3-Day Rule" for committees applicable if raised**

_____ **6 weeks required between first reading and public hearing**

_____ **4 weeks notification to municipal officials required prior to public hearing**

_____ **Decreases revenues or increases expenditures without balancing budget**

_____ **Budget required**

_____ **Statement of fiscal impact required**

_____ **Statement of social equity required**

_____ **Ordinance creating a new board requires detailed County Mayor's report for public hearing**

✓ **No committee review**

_____ **Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous _____) to approve**

_____ **Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required**

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 11(A)(6)
11-17-15

RESOLUTION NO. R-1045-15

RESOLUTION URGING THE FEDERAL AVIATION ADMINISTRATION TO PROHIBIT THE OPERATION OF UNMANNED AIRCRAFT SYSTEMS, OR ANY EQUIPMENT OR ANY PART THEREOF, ABOVE AN AIRPORT OR WITHIN ONE MILE OF AN AIRPORT RUNWAY TO ENSURE SECURITY AND SAFETY, SUBJECT TO EXCEPTIONS SUCH AS USE OF UNMANNED AIRCRAFT SYSTEMS BY AIRPORT TENANTS OR AUTHORIZED CONTRACTORS, OR ANY PERSON OR ENTITY AUTHORIZED BY FEDERAL LAW OR THE FEDERAL AVIATION ADMINISTRATION

WHEREAS, Unmanned Aircraft Systems ("UAS"), commonly known as drones, are currently readily available for purchase; and

WHEREAS, the use of UAS by business, governmental entities, law enforcement agencies and the general public has been rapidly increasing; and

WHEREAS, Miami-Dade County operates the Miami-Dade County Airport System in a proprietary capacity; and

WHEREAS, UAS can create a threat to aircraft making use of the Miami-Dade County Airport System by making intentional or accidental contact with an aircraft in flight, or by forcing such aircraft to take evasive action on approach or departure; and

WHEREAS, were UAS to be ingested into the engines of an aircraft, the result could be catastrophic; and

WHEREAS, the Federal Aviation Administration has documented 678 instances nationwide of inflight aircrafts encountering UAS; and

WHEREAS, the Miami-Dade County Airport System is the single largest driver of the Miami-Dade County economy, and the safety and security of persons making use of the Miami-Dade County Airport System is of paramount importance,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Incorporates and approves the foregoing recitals in this resolution.

Section 2. Urges the Federal Aviation Administration to place in the Code of Federal Regulations a provision stating that no person may operate, or cause to be operated, a UAS, or any equipment or any part thereof, above an airport or within one mile of an airport runway to ensure the security and safety of the traveling public, airport workers, and other persons using the airport, but with exceptions for use of UAS by some persons such as airport tenants and authorized contractors, or any person or entity authorized by federal law or the Federal Aviation Administration.

Section 3. Directs the Clerk of the Board to transmit a certified copy of this resolution to the members of the Florida Congressional Delegation, the Secretary of the United States Department of Transportation, and the Director of the Federal Aviation Administration,

Section 4. Directs the County's federal lobbyists to advocate for the action set forth in Section 2 above, and authorizes and directs the Office of Intergovernmental Affairs to amend the 2015 Federal Legislative Package to include this item, and to include this item in the 2016 Federal Legislative Package when it is presented to this Board.

The Prime Sponsor of the foregoing resolution is Commissioner Rebeca Sosa. It was offered by Commissioner **Rebeca Sosa**, who moved its adoption. The motion was seconded by Commissioner **Audrey M. Edmonson** and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman	**aye**		
Esteban L. Bovo, Jr., Vice Chairman	**aye**		
Bruno A. Barreiro	**aye**	Daniella Levine Cava	**aye**
Jose "Pepe" Diaz	**aye**	Audrey M. Edmonson	**aye**
Sally A. Heyman	**absent**	Barbara J. Jordan	**aye**
Dennis C. Moss	**aye**	Rebeca Sosa	**aye**
Sen. Javier D. Souto	**absent**	Xavier L. Suarez	**aye**
Juan C. Zapata	**aye**		

The Chairperson thereupon declared the resolution duly passed and adopted this 17th day of November, 2015. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: Christopher Agrippa
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

Cynji A. Lee