

CITY OF ST. BONIFACIUS

8535 Kennedy Memorial Drive  
St. Bonifacius, MN 55375  
952/446-1061

**RESOLUTION 2013-8**

**A RESOLUTION RESTRICTING THE USE OF DRONES  
IN THE CITY OF ST. BONIFACIUS AIR SPACE**

**WHEREAS**, the rapid implementation of drone technology throughout the United States poses a serious threat to the privacy and constitutional rights of the American people, including the residents of St. Bonifacius; and

**WHEREAS**, the federal government and the State of Minnesota have thus far failed to provide reasonable legal restrictions on the use of drones within the United States; and

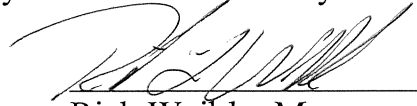
**WHEREAS**, police departments throughout the country have begun implementing drone technology absent any guidance or guidelines from law makers;

**NOW, THEREFORE, LET IT BE RESOLVED**, that the City Council of St. Bonifacius, Minnesota, calls for a two year moratorium on the use of drones in the state of Minnesota; and calls on the United States Congress and the Minnesota State Legislature to adopt legislation prohibiting information obtained unlawfully from the domestic use of drones from being introduced into a Federal or State court, and precluding the domestic use of drones equipped with anti-personnel devices, meaning any projectile, chemical, electrical, directed-energy (visible or invisible), or other device designed to harm, incapacitate, or otherwise negatively impact a human being; and pledges to abstain from similar uses with city-owned, leased, or borrowed drones.

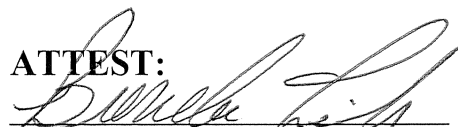
**NOW, THEREFORE, LET IT BE FURTHER RESOLVED**, that the City Council of St. Bonifacius, Minnesota, hereby bans the operation of drones within the City air space by any individual, company, contractor, County Law Enforcement, State and Federal Law Enforcement, or any government entity without a valid warrant, except where immediate danger of death or serious injury to any person exists. Flying of a drone without a valid warrant within the airspace of the City of St. Bonifacius shall be

considered a gross misdemeanor carrying a penalty of up to one year in jail and a fine not to exceed \$5,000. More than one offense of flying a drone within said airspace will be considered a felony, with jail time and fines based on the number of violations.

Adopted by the St. Bonifacius City Council this 20<sup>th</sup> day of February, 2013.



Rick Weible, Mayor

**ATTEST:**  
  
Brenda Fisk, Clerk-Treasurer

**CITY OF ST. BONIFACIUS  
ORDINANCE NO. 115**

**AN ORDINANCE ADDING ARTICLE 9-9  
TO THE ST. BONIFACIUS CITY CODE RELATING TO  
RESTRICTING THE USE OF DRONES  
IN THE CITY OF ST. BONIFACIUS AIRSPACE**

THE CITY COUNCIL OF THE CITY OF ST. BONIFACIUS, HENNEPIN COUNTY, MINNESOTA, DOES ORDAIN AS FOLLOWS:

Section 1. A new Section 9-9 of the St. Bonifacius City Code is enacted as follows:

**ARTICLE 9-9. DRONES**

**9-9.1 – Purpose.** It is the purpose of this Section to provide the residents of the City protection from invasions of privacy due to the rapid implementation of drone technology being put into use by individuals, entities, and law enforcement agencies. Use of unmanned aerial vehicles also pose an unreasonable public safety concern to other aircraft or objects in the air, and to City residents and their property on the ground in the event of drone malfunction, loss of control, or other inability to sustain flight as intended.

**9-9.2 – Definitions.**

“Drone” means a powered, aerial vehicle that:

- a. does not carry a human;
- b. uses aerodynamic forces to provide vehicle lift;
- c. can fly autonomously or be piloted remotely;
- d. can be expendable or recoverable.

**9-9.3 - Prohibition.** No person, entity, governmental unit or law enforcement agency may operate a Drone within the air space of the City.

**9-9.4 – Exceptions.** This Section does not prohibit the use or operation of a Drone in the City's airspace if:

- a. a law enforcement agency first obtains a warrant authorizing its use; or

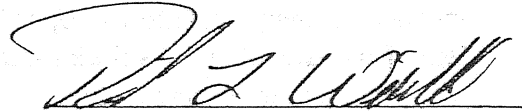
- b. a law enforcement agency determines, under particular circumstances, that there is immediate danger of death or serious injury to any person; or
- c. it is operated only within the boundaries of an individual's real property, and has no surveillance capabilities.

9-9.5 – Penalty. Use or operation of a drone within the airspace of the City in violation of this Ordinance shall be a misdemeanor, punishable in accordance with State law.

9-9.6 – Other. In connection with this Ordinance the City hereby adopts a call for a two year moratorium on the use of Drones in violation of this Ordinance anywhere in the State of Minnesota.


Section 2. This Ordinance shall be in force and effect upon adoption and publication in the official newspaper of the City of St. Bonifacius in accordance with applicable law.

Passed and adopted by the City Council of the City of St. Bonifacius on the 20th day of March, 2013, by a vote of 5 ayes and 0 nays.



Rick Weible, Mayor

ATTEST:



Brenda Fisk, City Clerk

(Published in The Waconia Patriot March 28, 2013)