

**ORDINANCE # 208**  
**AN ORDINANCE RELATING TO**  
**REGULATION OF MODEL AIRCRAFT,**  
**DRONES/UNMANNED AIRCRAFT ON**  
**VILLAGE-OWNED PROPERTY**

**WHEREAS**, pursuant to NCGS Article 16B a unit of local government may adopt an ordinance to regulate the use of the local government's property for the launch or recovery of unmanned aircraft systems; and

**WHEREAS**, the Village of Tobaccoville wishes to protect the privacy of its residents within and on Village property; and

**WHEREAS**, this Ordinance was heard by the Village Council of the Village of Tobaccoville on October 2, 2025 to regulate the launching of, recording or photography by and recovery of drones on Village-owned property in accordance with NCGS Article 16B, the Federal Aviation Administration and this municipal ordinance; and

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the Village of Tobaccoville, North Carolina as follows:

1. Ordinance #208 is hereby enacting Model Aircraft, Drone/Unmanned Aircraft Regulations as Prohibited Activities as follows:

(A) Model Aircraft and Drone/Unmanned Aircraft Prohibited on Village Property: This Ordinance prohibits the take-off, ascending, video/photography by and recovery of any drone/unmanned aircraft from all Village owned parks, parking lots and other Village property without specific written permission from the Village Administrator, who may allow it for governmental purposes in accordance with the requirements of the Federal Aviation Administration and North Carolina General Statutes. This is to include drones and all other types of unmanned aircraft, including any other flying contraptions with photograph or video capabilities.

(B) Exceptions.

(1) This prohibition shall not apply to the following persons:

(a) A law enforcement officer using an unmanned aircraft system in accordance with G.S. 15A-300.1(c) while in the discharge of their official duties;

(b) An emergency management agency, as defined in G.S. 166A-19.3, emergency medical services personnel, firefighters, and law enforcement officers, when using an unmanned aircraft system in response to an emergency while in the discharge of their official duties;

- (C) Posting of Signs. The Administrator is hereby authorized and instructed to post conspicuous signage indicating that launching, video/photography by, or landing a drone, model aircraft, unmanned aircraft or any other flying contraption with photograph or video capabilities is prohibited on Village-owned property as described in this Ordinance. Such signage shall be placed in locations deemed appropriate by the Village Administrator.
- (D) Penalty. It is the intent of this Ordinance that the violation of this Ordinance will constitute a violation of North Carolina General Statute Article 16B.

2. Severability Clause. If any section, part or provision of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, then it is expressly provided and it is the intention of the Village of Tobaccoville in passing this Ordinance that its parts shall be severable and all other parts of the Ordinance shall not be affected thereby and they shall remain in full force and effect.

ADOPTED this 2nd day of October, 2025.

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Myron W. Marion, Mayor

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Kimberly L. Keen, Village Clerk

(SEAL)