

VINALHAVEN

HELICOPTER ORDINANCE

Section 101 Purpose

The purpose of this Ordinance is to restrict the landing of helicopters within the incorporated boundaries of the Town of Vinalhaven.

Section 102 Definitions

102.01 Helicopter

An aircraft whose lift is derived from the aerodynamic forces acting on one or more powered rotors turning about substantially vertical axes.

102.02 Person

Any Helicopter pilot, helicopter passenger, helicopter owner, or any other individual responsible for a helicopter landing and/or take-off within the incorporated boundaries of the Town of Vinalhaven.

Section 103 Landing of Helicopters Prohibited

No area within the incorporated boundaries of the Town of Vinalhaven shall be used for the landing of helicopters except as provided in Section 104 of this Ordinance.

Section 104 Emergency Landings by Specified Agencies

Military, Coast Guard or law enforcement landings or takeoffs may occur at any time for emergency purposes at specified locations, with appropriate notification to *Emergency Management Personnel*. Use of helicopters for medical emergency purposes may also occur with prior notification to *Emergency Management Personnel*. Such landings shall be on an emergency basis only.

Helicopter landings and takeoffs associated with public safety training exercises shall be allowed anywhere with prior notification to the *Emergency Management Personnel*.

An exception may be made for Santa Claus with the prior notification of *Emergency Management Personnel*.

Section 105 Violations

Any person who violates any provision of this ordinance shall be subject to a civil penalty of five thousand dollars (\$5,000.00). Each day a violation continues to exist and each individual landing shall constitute a separate offense. A Uniform Summons and Complaint shall be issues for any violation of this Ordinance.

Section 106 Conflict with Other Regulations

Where a conflict exists between any of the provisions of this Ordinance and any other applicable regulations, the more stringent provision shall govern and prevail.

Section 107 Severability

In the event that any section, subsection or any portion of this Ordinance shall be declared by any court of competent jurisdiction to be invalid for any reason, such decision shall not be deemed to effect the validity of any other section, subsection or other portion of this Ordinance; to this end, the provisions of this Ordinance are hereby declared to be severable.

Section 108 Effective Date

Notwithstanding the provisions of 1 M.R.S.A. Section 302 or any other law to the contrary, this Ordinance shall apply to any applications for permits or approvals required under the prior provisions of Title XVII or any other ordinance or code that were not pending before any officer, board, or agency of the Town as of _____.