



Requirements and Application for the Use of Aerial Apparatus

A formal application must be filed and approved by the Director of Parks and Recreation Department 14-days prior to planned use of flying aerial apparatus per **Section 100.20 Requirements for Aviation** of the "Parks and Recreation Board Site Rules and Regulations", which states:

"No person shall operate, take off, or ascend within or from the lands or waters subject to the control of the Parks and Recreation Board in any airplane, flying machine, balloon, glider, unmanned aerial vehicle, or other aerial apparatus except with special approval from the Director through a formal application process. No person shall voluntarily bring, land or alight, within or upon the lands subject to the control of the Parks and Recreation Board, in any airplane, flying machine, balloon, parachute, unmanned aerial vehicle, or other aerial apparatus except with the permission of the Director."

INSURANCE REQUIREMENTS

For the duration of this permit, the Owner/Operator shall procure, maintain and supply proof of insurance against claims for injuries to persons or damage to both personal and/or park property which may arise from or in connection with the ownership, maintenance or use of the aerial apparatus with minimum coverage of liability on an "occurrence" basis, including products and completed operations, property damage, bodily injury with limits no less than \$1,000,000 per occurrence, and \$2,000,000 in the aggregate. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements required by these specifications, at any time.

Self-Insured Retentions

Self-insured retentions must be declared to and approved by the City. At the option of the City, the Owner/Operator shall provide coverage to reduce or eliminate such self-insured retentions as respects the City, its officers, officials, employees, and volunteers; or the Owner/Operator shall provide evidence satisfactory to the City guaranteeing payment of losses and related investigations, claim administration, and defense expenses. The policy language shall provide, or be endorsed to provide, that the self-insured retention may be satisfied by either the named insured or City.

GENERAL AERIAL APPARATUS REGULATIONS

This application is nontransferable and an approved application must be held in possession while on park property. Aerial apparatus owners must follow Federal Aviation Administration (FAA) guidelines for Unmanned Aircraft Systems (UAS) which are outlined specifically below:

- The holder of the approved application is liable for any damage to park and/or personal property resulting from errors in flying the aerial apparatus.
- All Fairfield Parks and Recreation Board rules and regulations must be observed throughout the visit (for a complete list of rules, please refer to the City of Fairfield website), including the photography policy.
- The City reserves the right to revoke an approved application at its sole discretion and deny future approval for violations to this and other rules and regulations.
- Park visitors are not to be prevented from using park facilities and amenities as a result of aerial apparatus flying.
- Aerial apparatus shall not be operated in such a manner as to harass wildlife, visitors and/or pets. Neither shall they be flown from or over parking lots within the park, above people visiting the park or homes that are adjacent to the park.
- Use of a Visual Observer is strongly recommended.
- Operation of aerial apparatus shall not interfere with any event, other permitted activity or operation.
- Use of aerial apparatus is limited to the only Harbin and Marsh Lake park properties.

SPECIFIC UAV REGULATIONS

By entering this agreement, the owner/operator is attesting that they are in compliance with all FAA regulations for flying UAVs. Including these specific FAA requirements:

- Must fly under 400 feet above ground level (AGL) or, if flying at an altitude higher than 400 feet AGL, stay within 400 feet of a structure
- Must keep the UAS in sight (i.e. visual line of sight), either by the remote pilot in command or a visual observer*
- Must fly during daylight hours* or civil twilight hours (30 minutes before official sunrise to 30 minutes after official sunset, local time) with appropriate anti-collision lighting
- Must fly at or below 100 mph*
- Must yield right of way to manned aircraft*
- Must not fly from a moving vehicle unless you are in a sparsely populated area*

** Unless a Certificate of Waiver has been approved by the FAA. Must provide a copy of applicable Certificate(s) of Waiver.*

APPLICATION INFORMATION

Full Name:

Address:

City, State, Zip Code:

Email Address:

Mobile Phone:

Other Phone:

Insurance Provider and Policy Number:

Choose which park for which you are applying:

Harbin Park

Marsh Lake Park

Please indicate the specific location/area of the park that you will be flying:

Date(s) of use:

Start Time:

End Time:

Description of use (research, commercial, recreational, etc.):

For UAS (drone) Applicants Only:

Is your drone registered with the FAA?

Yes

No

Do you have a license to fly a drone?

Yes

No

Are you a member of the Academy of Model Aeronautics (AMA)?

Yes

No

RELEASE OF LIABILITY

Upon the approval of this application, the owner/operator, shall hold harmless, defend and indemnify the City and its officers, officials, employees and volunteers from and against any and all liability, loss, damages, expense, personal injury or death, and costs (including costs of litigation) arising out of or in connection with Owner/Operator's acts or omissions to act in the performance of his/her activities under this agreement, except such loss or damage which was caused by the sole negligence or willful misconduct of the City.

By signing below, the owner/operator indicates that they agree, read and understand the regulations stated in this form.

Signature

Date