ORDINANCE NO. 20121108-051

AN ORDINANCE AMENDING CITY CODE CHAPTER 13-1 RELATING TO TEMPORARY HELISTOPS; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. Subsection (B)(10) of City Code Section 13-1-171(*Definitions*) is amended to read:

(10) TEMPORARY HELISTOP means a helistop that is approved for a cumulative total of 18 or fewer helicopter takeoffs and landings on a temporary basis for an advertising, promotional, educational or community service purpose, or a construction project.

PART 2. City Code Section 13-1-181 (*Application Requirements for Temporary Helistop*) is amended to read:

§ 13-1-181 APPLICATION REQUIREMENTS FOR TEMPORARY HELISTOP.

An application for a temporary helistop shall include:

(1) proof of insurance required under Section 13-1-184 (*Insurance Required; Termination*);

(2) a description of the location and intended use of the helistop;

(3) a description of the size, layout, and topographical features of the proposed helistop;

(4) the number of anticipated daily operations and hours of operation;

(5) the types of helicopters expected to use the helistop, including manufacturer, model number, and maximum gross weight;

(6) an aerial photograph or current map scaled at least one inch to every 400 feet, marked to indicate:

(a) the location of the temporary helistop; [~~and~~]

(b) each obstruction penetrating the helistop's imaginary surfaces as identified in 14 Code of Federal Regulation Part 77 (*Objects Affecting Navigable Airspace*); and

(c) the location of all noise sensitive areas within a radius of 4,000 feet from the proposed site; and

(7) a Federal Aviation Administration letter of no objection to the planned approach and departure routes if there are a cumulative total of 11 or more helicopter takeoffs and landings at the proposed site; and

(8) [~~(7)~~] additional information required by the director.

PART 3. A new City Code Section 13-1-190 is added to read:

§ 13-1-190 RESTRICTION ON NUMBER OF TEMPORARY HELISTOPS WITHIN A CERTAIN DISTANCE AND PERIOD OF TIME.

The director shall not approve applications, including renewal applications, for the operation of more than two temporary helistops that are within a 1.5 mile radius of each other and within a term of 180 days.

PART 4. The council finds that potential significant disruption and noise to residents and businesses from the operation of temporary helistops constitutes an emergency. Because of this emergency, this ordinance takes effect immediately on its passage for the immediate preservation of the public peace, health, and safety.

PART 5. This ordinance takes effect on November 19, 2012.

PASSED AND APPROVED

November 8, 2012 §

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Lee Leffingwell
Mayor

APPROVED:
Karen M. Kennard
City Attorney

ATTEST:
Shirley A. Gentry
City Clerk