

ORDINANCE NO. 18- 011

AN ORDINANCE TO CREATE SECTION 9.27  
OF THE CODE OF ORDINANCES OF THE VILLAGE OF SOMERS  
REGARDING OPERATION OF DRONES

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The Village Board of Trustees of the Village of Somers, Kenosha County, Wisconsin, hereby creates Section 9.27 of the Code of Ordinances of the Village of Somers relating to the operation of drones to read as follows:

**9.27 PROHIBIT THE UNLAWFUL USE OF DRONES.**

(A) **Purpose.** As provided in §942.10, Wis. Stats., which is hereby adopted by reference, no person shall use a drone, as defined in §175.55(1)(a), Wis. Stats., with the intent to photograph, record or otherwise observe another individual in a place or location where the individual has a reasonable expectation of privacy. This section does not apply to a law enforcement officer authorized to use a drone pursuant to §175.55(2), Wis. Stats.

(B) **Definition of Drone.** As provided in §175.55(1)(a), Wis. Stats., a "drone" means a powered, aerial vehicle that carries or is equipped with a device that in analog, digital or other form, gathers, records or transmits a sound or image, that does not carry a human operator, uses aerodynamic forces to provide vehicle lift and can fly autonomously or be piloted remotely. A drone may be expendable or recoverable.

(C) **Interference with Police, Fire, Rescue or Other Emergency Services.** Irrespective of the other restrictions imposed by federal, state or local ordinance, in the event that the operation of a drone interferes with the implementation of emergency services, any sheriff's deputy, law enforcement officer or Village Fire Department officer may take such steps as are necessary to eliminate the interference with such emergency activities including, but not limited to, confiscation of a drone or drone operating equipment. For purposes of this ordinance, emergency services shall include law enforcement investigations, searches, rescue and recovery activities or the rendering of emergency services at fires and/or first responder calls. In the event that a person violates this subsection, that person shall be subject to the penalties provided in subsection (D) below.

(D) **Penalty.** Any violation of a provision of this ordinance shall carry with it a fine of not less than Two Hundred (\$200.00) Dollars nor more than Five Hundred (\$500.00) Dollars.

Dated at Somers, Wisconsin, this 25 day of Sept., 2018.



VILLAGE OF SOMERS

By: *George Stoner*  
George Stoner, President *Pro Tem*  
*David Geertsen*

Attest: *Timothy Kitzman*  
Timothy Kitzman, Clerk/Treasurer