

CITY OF ANCHORAGE, KENTUCKY

ORDINANCE NO. 3, SERIES NO. 2023

**AN ORDINANCE AMENDING ANCHORAGE CODE OF ORDINANCES
CHAPTER 97, SECTIONS 97.06, 97.07, AND 97.11 RELATING TO
HELICOPTER WEIGHT LIMIT, AND MAKING ADJUSTMENTS TO THE
HELICOPTER LANDING VISIBILITY REQUIREMENTS AND MAXIMUM
NUMBER OF FLIGHT OPERATIONS PER CALENDAR YEAR.**

WHEREAS, on May 8, 2017, the City by Ordinance, enacted Chapter 97 of the Code of Ordinances to permit and regulate helicopter landing sites within the City; and,

WHEREAS, based on six years of experience with the operation of a helicopter landing site within the City, the City has determined that adjustments to the Ordinance can be made to Chap. 97, without detriment to the City, its residents and environment, to increase the helicopter weight limit, increase the minimum ceiling requirement for an operation, and reduce the maximum number of operations in a year;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF ANCHORAGE AS FOLLOWS:

Section 1: § 97.06 of the Code of Ordinances is amended to read as follows:

§ 97.06 WEIGHT.

Any helicopter that uses the Helicopter Landing Site shall not exceed ~~ten thousand (10,000)~~ **fifteen thousand five hundred (15,500)** pounds maximum gross takeoff weight, as certified by the Federal Aviation Administration, and shall be certified as compliant with the Stage 2 noise requirements of the Federal Aviation Administration. The pilot of any helicopter using the Helicopter Landing Site shall use appropriate noise abatement procedures as have been approved by the manufacturer of the helicopter or the Federal Aviation Administration including without limitation minimization of rotor blade flap.

Section 2: § 97.07 of the Code of Ordinances is amended to read as follows:

§ 97.07 HOURS OF OPERATION.

Operations shall not be conducted at a helicopter landing site prior to 9:00 a.m. or after the later of 7:00 p.m., or 30 minutes after local sunset and in no instance after 9:00 p.m., or when the ceiling reported by the Federal Aviation Administration weather reporting station for Bowman Field is less than ~~800~~ **1,000** feet or the visibility is less than three nautical miles.

Section 3: § 97.11 of the Code of Ordinances is amended to read as follows:

§ 97.11 ADDITIONAL OPERATIONS.

A helicopter landing site, being incidental to the use of residential property and not its primary purpose, shall not be used for operations more than four (4) times in any calendar week and no more than ~~eighty-six (86)~~ **thirty-eight (38)** times in any calendar year. Upon request by the owner for an additional operation in any calendar week, made not less than 24 hours prior to the additional operation, the Mayor, or his or her designee is authorized to approve one (1) additional operation in a week, not to exceed three (3) such additional operations in any calendar year. One time in any calendar year, upon application of the owner, the Mayor, or his or her designee, may authorize a maximum of six (6) additional operations in a single calendar week (up to a total ten (10) operations in that week). Application for more than one additional operation in a week shall be made at least five (5) days in advance of the week for which the approval is sought. Granting of any application for approval of more than four (4) operations per week shall be in the sole discretion of the Mayor, which approval shall not be unreasonably withheld. The approval by the Mayor of additional operations in any calendar week shall not increase the maximum number of operations permitted in a calendar year. Should the owner request additional operations under the exceptions provided herein, and the owner not use the approved additional operations, the owner shall retain the right to make a subsequent request.

Section 4: The provisions of this Ordinance are severable; the invalidity of any such provision of this Ordinance shall not affect the validity of any other provision thereof. Such other provisions shall remain in full force and effect as long as they remain valid in the absence of those provisions deemed to be invalid.

Section 5: All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 6: This Ordinance becomes law and is effective upon its passage and approval, and publication as required by law.

Neil Ramsey
Mayor, City of Anchorage

Renee Major, City Clerk