

1 **AN ORDINANCE OF THE CURRITUCK COUNTY BOARD OF COMMISSIONERS**
2 **AMENDING CHAPTER 10 OF THE CURRITUCK COUNTY CODE OF ORDINANCES**
3 **TO PROHIBIT AIRCRAFT ON COUNTY BEACHES**

4 WHEREAS, pursuant to N.C. Gen. Stat. §153A-121 a county may by ordinance define,
5 regulate, prohibit, or abate acts, omissions, or conditions detrimental to the health, safety, or
6 welfare of its citizens and the peace and dignity of the county;

7 WHEREAS, the Board of Commissioners for the County of Currituck finds that the
8 landing and takeoff of aircraft from the county beaches is not conducive to the recreational use of
9 the county beaches and use of motor vehicles on portions of the county beach that are public
10 vehicular areas and would be detrimental to the ability of persons to freely and safely enjoy the
11 public beach.

12 NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners for the
13 County of Currituck, North Carolina as follows:

14 PART I. The Code of Ordinances, Currituck County, North Carolina is amended by adding a
15 new Section 10-65 to Chapter 10 of the Code of Ordinances to read as follows:

16 Sec. 10-65. Aircraft prohibited.

17 It shall be unlawful for any person to voluntarily bring, land or cause to descend or alight, ascend
18 or take off on or from the beach strand or foreshore any fixed-wing or rotary-wing aircraft.
19 Nothing in this section shall prohibit the landing or takeoff of fixed-wing or rotary-wing aircraft
20 for the purpose of transporting injured or critically ill patients or landing because of an in-flight
21 emergency.

22 PART II. All ordinances or parts of ordinances in conflict with this ordinance are hereby
23 repealed.

24 PART III. This ordinance is effective upon adoption.

25
26 ADOPTED this 20th day of March, 2017

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29 _____
30 Bobby Hanig, Chairman
31 Board of Commissioners

32 ATTEST:

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34 _____
35 Leeann Walton, Clerk to the Board

36 (COUNTY SEAL)

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2 APPROVED AS TO FORM:

3 _____

4 Donald I. McRee, Jr., County Attorney

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6 Date adopted: _____

7

8 Motion to adopt by Commissioner _____

9 Second by Commissioner _____

10 Vote: _____ AYES _____ NAYS