

ITEM 614 (I) 12-15-15

USE OF UNMANNED AIRCRAFT PROHIBITED OVER PORT OF CORPUS CHRISTI AUTHORITY (PCCA) PROPERTY

A. Definitions:

1. **Unmanned Aircraft System:** Includes the unmanned aircraft (UA) and all of the associated support equipment, control station, data links, telemetry, communications and navigation equipment, etc., necessary to operate the unmanned aircraft. The UA is the flying portion of the system, flown by a pilot via a ground control system, or autonomously through use of an on-board computer, communication links and any additional equipment that is necessary for the UA to operate safely.
2. **Critical Infrastructure Facility:** any one of the following, if completely enclosed by a fence or other physical barrier that is obviously designed to exclude intruders, or if clearly marked with a sign or signs that are posted on the property, are reasonably likely to come to the attention of intruders, and indicate that entry is forbidden:
 - a. a petroleum or alumina refinery;
 - b. an electrical power generating facility, substation, switching station, or electrical control center;
 - c. a chemical, polymer, or rubber manufacturing facility;
 - d. a water intake structure, water treatment facility, wastewater treatment plant, or pump station;
 - e. a natural gas compressor station;
 - f. a liquid natural gas terminal or storage facility;
 - g. a telecommunications central switching office;
 - h. a port, railroad switching yard, trucking terminal, or other freight transportation facility;
 - i. a gas processing plant, including a plant used in the processing, treatment, or fractionation of natural gas;

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- j. a transmission facility used by a federally licensed radio or television station;
- k. a steelmaking facility that uses an electric arc furnace to make steel; or
- l. a dam that is classified as a high hazard by the Texas Commission on Environmental Quality;

B. Prohibition:

1. In accordance with Texas Government Code, Chapter 423, Section 423.0045 "Offense: Operation of Unmanned Aircraft over Critical Infrastructure Facility," a person commits an offense if the person intentionally or knowingly: (1) operates an unmanned aircraft over a critical infrastructure facility and the unmanned aircraft is not higher than 400 feet above ground level; (2) allows an unmanned aircraft to make contact with a critical infrastructure facility, including any person or object on the premises of or within the facility; or (3) allows an unmanned aircraft to come within a distance of a critical infrastructure facility that is close enough to interfere with the operations of or cause a disturbance to the facility. TEX. GOV'T CODE § 423.0045(b).
2. Exemptions provided for in Texas Government Code § 423.0045(c) are applicable to this Item 614.
3. Violations of Texas Government Code, Chapter 423, will be investigated and presented to the respective County District Attorney's Office for prosecution.
4. Application for approval to operate a UA over PCCA property may be made to the PCCA Executive Director, or designated representative, by submitting a completed application found on the PCCA Website, or available at the PCCA Police & Security Dept. 1002 E. Port Ave. Corpus Christi, Texas 78401. The application may be found at www.portofcorpuschristi.com, Police/Security menu tab, "Unmanned Aircraft Operation Application." Simply follow the instructions provided therein.
5. The application will be reviewed and responded to within a reasonable period of time.