



**Parks, Recreation
and Historic Preservation**

ANDREW M. CUOMO
Governor

ERIK KULLESEID
Acting Commissioner

**APPLICATION FOR USE OF
AN UNMANNED AIRCRAFT SYSTEMS (UAS)**

Application must be submitted not less than 10 days prior to use date. This application should not be used if the commercial UAS activity is primarily for filming or photography that qualifies for OPRHP's standard film permit, however, conditions from this UAS permit may be incorporated into the standard film permit.

NAME OF PARK/HISTORIC SITE: Letchworth State Park

DATE(S) REQUESTED: _____

1. Describe specific proposed location of activity within park/historic site:

2. Describe sponsors - if this is a sponsored event:

3. Describe type of use (recreational, commercial or administrative):

4. NAME OF PERSON/ORGANIZATION: _____

ADDRESS: _____

TELEPHONE AND EMAIL: _____

CONTACT: _____

5. Times of arrival and departure: _____

6. Briefly describe activity/itinerary:

7. FAA Authorization (recreational use) or Certificate of Operation and/or Airworthiness Certification Received: YES__ NO __ PENDING__

(Signature of Applicant)

(Date)

New York State Office of Parks, Recreation and Historic Preservation- Genesee Region

One Letchworth State Park, Castile, NY 14427 (585)493-3600 www.nysparks.com

Standard Conditions:

1. Permit is not valid until \$50.00 fee payable by check or cash and proof of insurance coverage are received in the Regional Office at Genesee State Park Region, One Letchworth State, Castile, New York 14427. **Checks should be made payable to NYS Parks.**
2. Permittee shall be responsible for any and all damage to park property or facilities that may result from the Permittee's use thereof. The Permittee assumes all risks and shall indemnify, hold harmless and defend the State of New York, the New York State Office of Parks, Recreation and Historic Preservation, and its officers and employees for injury or death arising out of an accident to themselves or others or damage to property resulting from activities under this Permit or any unauthorized activities undertaken in contravention of the terms under which this Permit is issued. The obligation of the Permittee to indemnify the State of New York hereunder is not limited to the amount of any insurance required under this Permit.
3. Permittee shall provide general liability insurance for protection for claims for damages to property and for personal injuries, including death, which may arise from the activity in the amount of \$2,000,000 aggregate and \$1,000,000 each occurrence.
4. Insurance coverage shall be provided only by an insurer duly licensed in the State of New York. All insurance policies and certificates procured by the Permittee shall name as additional named insured "the People of the State of New York" Designating "State Parks" as a "certificate holder" shall not constitute compliance with this section.
5. Permit is not valid if facility is closed to the general public.
6. Permit is only valid for date(s) and location(s) within the facility that are authorized in this Permit.
7. Permit shall be carried by the person responsible for the activity and presented to Park Police and park staff upon request.
8. Areas and facilities used by the Permittee shall be left in the same condition that existed on arrival. Permittee shall clean up and dispose of all waste generated.
9. No waiver of permit conditions is valid unless the Permit is amended and signed by the Regional Director or designee.
10. Violation of permit terms may result in rescission of the permit.
11. OPRHP reserves the right to suspend or terminate the activity if continuance would create a dangerous condition or threaten the health, safety or welfare of the Permittee or the public.
12. Any required vehicle use fee or facility fee shall be paid at point of entry.
13. Proof of FAA registration and License is required before permit may be issued.

Special UAS Conditions:

The following additional conditions shall be considered appropriate for a UAS permit depending on the type of use:

1. UAS shall not disturb or harass wildlife;
2. UAS shall not interfere with OPRHP search and rescue, law enforcement or other emergency operations;
3. UAS shall not be flown in a reckless manner or outside the designated area(s);
4. Operators shall not operate unmanned aircraft while under the influence of alcohol or drugs;
5. Inexperienced UAS operators shall be accompanied and assisted by an experienced operator;
6. Operators shall avoid flying directly over people, vessels, vehicles or structures and shall avoid endangering the life and property of others;
7. Flight is prohibited within 500 feet of the Genesee Arch Bridge, the Mt. Morris Dam, or in the vicinity of any special activity or event without specific written approval by property owners and park management.
8. Operators shall immediately report all accidents involving any injury or damage to any resource or property to the Facility Manager and/or NYS Park Police;
notification to OPRHP does not relieve the operator from reporting requirements under 49 CFR 830 or under a Certificate of Authorization (COA) or Airworthiness Certification required by the FAA;
9. UAS shall be within visual sight, with no visual aids authorized, of the operator at all times during flight;
10. Recreational operators shall have sufficient proof of liability insurance or proof of membership in an organization such as the Academy of Model Aeronautics (AMA), which includes liability insurance coverage with membership;
11. Recreational operators shall comply with Advisory Circular 91-57 and section 336 of the FAA Reauthorization Act of 2012; and
12. Commercial or administrative operators shall have a Certificate of Operation or Airworthiness Certification issued by the FAA and shall comply with all FAA rules and regulations.

Additional Special UAS Conditions :

1. Safety line(s) shall be established for landing and take-off zones (and area of flight, if applicable);
2. Only persons associated with flying the UAS are allowed at or in front of the safety line that separates the area of flight operations from non-flight areas;
3. An area away from the safety line shall be maintained for spectators and intentional flying behind the safety line shall be prohibited;
4. Specific time of day restrictions may apply (e.g., no nighttime operations);
5. Mufflers are required on all flammable fuel-powered models;
6. Pilots/operators shall make the appropriate announcement when taking off, landing, or in emergency situations;
7. First aid kits shall be carried by pilots/operators;
8. Prohibition on the use of flammable liquids for fueling. If flammable fuels are allowed the following requirements shall apply:
 - o All flammable fuels will be stored in containers that are Underwriters Laboratories (UL) listed and approved.
 - o No more than 5 gallons of all flammable liquid may be on site at any time.
 - o A fully operational 10# ABC portable fire extinguisher must be on site.
 - o All flight operations will be limited to times when there is no presence or threat of lightning or thunderstorms, no presence or threat of precipitation, and no presence of sustained wind greater than 5 mph or threat of wind gusts greater than 10 mph.
 - o Size and weight restrictions may apply.
 - o UAS shall not be launched, landed, or operated from or on areas that are eligible, studied, proposed, recommended, or officially designated as sensitive areas (e.g., bird sanctuary or high fire-danger areas).
 - o One single pilot may not control more than one UAS at the same time.

Permit: Approved _____ Denied _____ Approved by: _____ Title: _____

Signature: _____

Reason if denied):

