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June 27, 2013

Mr. Robert A. Zienkowski
Township Manager
301 Iven Avenue
Wayne, PA 19087

Re: Chapter 95 § 95-8, Aerial Advertising Prohibited

Dear Mr. Zienkowski,

The Aircraft Owners and Pilots Association (AOPA), representing nearly 400,000 members nationwide is concerned with the Township of Radnor's local ordinance found in Chapter 95 Section 8, which restricts aerial advertising over the Township.

AOPA learned the pending case of the Commonwealth of Pennsylvania v. Matthew Wolfe Valley Aviation (docket number MJ-32129-NT-0000210-2013) is in direct contradiction to United States Code 49 § 40103 - Sovereignty and use of airspace. Regulation of the National Airspace System is the responsibility of the Federal Aviation Administration (FAA). As such, the FAA holds the regulatory authority to control the use of navigable airspace and regulate civil and military operations in that airspace in the interest of the safety and efficiency of the public. Allowing the FAA to uphold this mandate is crucial to the effective and free use of airspace across the country and should not be preempted by state or local legislation.

AOPA encourages the Board of Commissioners of the Township of Radnor to review their local ordinance, specifically Chapter 95 § 95-8. AOPA would ask the Board to recognize the FAA's authority and obligation to regulate navigable airspace as Congress intended.

Thank you for considering input regarding this important matter.

Sincerely,

Melissa McCaffrey
Senior Government Analyst
Air Traffic Services