

2
ORDINANCE No. 76-1

AN ORDINANCE PROHIBITING CERTAIN USES OF
SPOTLIGHTS FROM PUBLIC ROADS AND PROVIDING
PENALTIES FOR VIOLATION THEREOF

IT IS HEREBY ENACTED AND ORDAINED by the Board of Supervisors
of Fannett Township, Franklin County, Pennsylvania:

1. Prohibition: No person shall shine any spotlight from any
place on any public road within the geographical limits of Fannett
Township, Franklin County, Pennsylvania, into any fields, woodlands,
forests, waters, or other lands outside the main travelled portions
of such road, at any time between the hours of sunset and midnight,
on any day.

2. Penalty: Any person who violates this ordinance shall be
guilty of a summary offense, and, upon conviction thereof, shall
be sentenced to pay a fine of not less than fifty (\$50.00) dollars
nor more than one hundred (\$100.00) dollars, and the costs of pro-
secution, for each such offense, and, in default of payment of such
fine and costs, to undergo imprisonment in the Franklin County,
Pennsylvania, Prison, for a period of not less than ten (10) days
nor more than twenty (20) days.

3. Exceptions: Notwithstanding anything to the contrary
hereinbefore set forth, none of the following acts shall be deemed
prohibited by this ordinance.

a. Use of a spotlight by any policeman, other law
enforcement officer, game protection, fireman, or other
emergency officer or governmental official, in the per-
formance of his or her official duties;

b. Use of a spotlight by any person engaged in and
for the purpose of assisting in, any rescue operation,
any search for or apprehension of any criminal or fugitive
from justice, any search for any lost or abducted person,
or the lighting of any way or direction of travel for pur-
poses of lawful travel, whether on or off such public road;

c. Use of a spotlight by any person engaged in and for
the purpose of assisting in, illuminating the scene of any
crime, disaster, public disturbance, or other public event,
but the intentional shining of spotlights at or for the pur-
pose of discovering any deer, or other game or domestic ani-
mal, shall not be deemed exempted by this exception.

d. Any incidental and peripheral or accidental illumination by any spotlight otherwise in lawful use.

4. Definitions:

a. Person: Any human being, group of human beings, or other legal entity or group of legal entities;

b. Shine: the throwing or casting of the rays of a spotlight;

c. Spotlight: Any lamp, light, or other artificial device designed to direct a beam of light, regardless of the size of such beam or the intensity thereof and regardless of the area of actual illumination thereby. Spotlights shall include, but not be limited to all devices commonly called spotlights, as well as motor vehicle headlamps, flashlights, arc lights, and any other devices which direct an intense beam of light on a small area;

d. Public Road: Any public highway, public alley, public cartway, public path, or other public way of travel.

ENACTED AND ORDAINED this 2nd day of SEPTEMBER,

1976.

BOARD OF SUPERVISORS OF FANNETT
TOWNSHIP, FRANKLIN COUNTY,
PENNSYLVANIA

BY Wendell Campbell
Chairman

W. J. Allen
Vice Chairman

Frank Stak
Supervisor

Attest:

John A. Guger
Secretary to the Board