

CHAPTER 131: PROHIBITING THE WEARING OF HOODS AND MASK IN PUBLIC PLACES

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§ 131.01 PURPOSE AND FINDINGS.

The government of the City of Elizabethtown exists to serve equally all of its citizens and to protect all of its citizens from crimes and inciteful disturbances. (Ordinance No. 10-2001, passed April 16, 2001)

§ 131.02 DEFINITIONS

PUBLIC PLACES All walks, alleys, streets, boulevards, avenues, lanes, roads, highways or other ways or thoroughfares dedicated to public use or owned or maintained by public authority; all grounds and buildings owned, leased or operated for the use of organizations enjoying all tax-exempt privileges as a charitable use. (Ordinance No. 10-2001, passed April 16, 2001)

§ 131.03 WEARING HOODS OR MASKS IN A PUBLIC PLACE

No group of three or more persons shall, while wearing any hood, mask or device whereby a substantial portion of the face is hidden or covered so as to conceal the identity of the wearer, enter, be or appear in any public place within the City of Elizabethtown. (Ordinance No. 10-2001, passed April 16, 2001)

§ 131.04 EXEMPTIONS

The following are exempted from the provision of Section 2 of this Ordinance:

- (a.) Any person under sixteen years of age;
- (b.) Any person using masks in theatrical productions including use in Mardi Gras celebrations and masquerade balls;
- (c.) Any person lawfully engaged in trades or employment or in a sporting activity where a mask or facial covering is worn for the purpose of ensuring the physical safety and physical protection of the wearer, or because of the nature of the occupation, trade or professional or sporting activity; and
- (d.) Any person wearing a gas mask in drills, exercises or emergencies. (Ordinance No. 10-2001, passed April 16, 2001)

§ 131.05 PENALTIES

Any person who violates Section 131.03 of the Ordinance shall be guilty of a misdemeanor, and shall be fined no more than One Hundred Dollars (\$100.00) and/or imprisoned for no longer than fifty (50) days. (Ordinance No. 10-2001, passed April 16, 2001)