

VILLAGE OF FOLSOM
STATE OF LOUISIANA

ORDINANCE
CHAPTER 21- No.: _____

An Ordinance Regulating The Use Of Flood Lights And Spot Lights And Laser Lights So As To Prevent Use Of Said Lights From Becoming A Nuisance And/Or Causing A Danger To Other Residences Or Vehicles And To Place Reasonable Restrictions On The Use Of Said Lights And To Provide Penalties For The Violation Of The Provisions Of Said Ordinance

Be It Ordained by the Board of Aldermen of the Village of Folsom that the Code of Ordinances is amended and supplemented as follows:

It Is The Purpose and Intent of the Board of Aldermen to place reasonable restrictions on the use of flood lights, spot lights, and laser lights used by individuals and/or residents so as to promote the public safety and prevent the use of said lights in such a way as to create a nuisance by preventing other residents from enjoying the use of their property and/or using said lights in such a way as to create glare, which may temporarily blind or impair the vision of other residents, pedestrians, or drivers of vehicles and to provide penalties for the violations of the provisions of this ordinance.

Be It Ordained Further that the shining of light produced by flood lights, spot lights, or laser lights beyond the boundaries of the property it is located on in such a manner that it prevents other residents from enjoying the use of their property or in such a way that the eyesight of another resident, pedestrian, or driver will be temporarily blinded or have impaired vision will be considered light trespass.

Be It Ordained Further that a resident shall not create glare which is defined as light emitting from a fixture with intensity great enough to reduce a viewer's ability to see or of such intensity or directed at an angle that it causes discomfort or momentary blindness to a viewer outside the boundary of the user's property.

Be It Ordained Further that no individual shall point a laser at another individual.

Be It Ordained Further that upon written complaint setting forth the particulars concerning any offending lighting as described hereinabove by an adjoining or neighboring resident or driver of a vehicle, it shall be the responsibility of the Village of Folsom to investigate the basis of the complaint and if there is found to be sufficient cause for said complaint which constitutes a nuisance or danger to the neighboring resident, pedestrian, or driver, and in any case in which a laser is pointed at another individual, a written notice shall be sent to the owner or person controlling the offending light, directing that the lighting be modified, discontinued, and abated within ten (10) days of the notice, or immediately in the case of laser lights. If the situation has not been discontinued or abated as required herein, the Village shall issue a notice to the property owner to appear and show cause at Mayor’s Court as to why the lighting should not be declared a public nuisance and abated. Further, if said nuisance is not modified, discontinued, and abated within ten (10) days, the owner of the offending light source shall be fined one hundred (\$100) dollars and the Village of Folsom may remove the offending light or contract for the removal of the offending light at the cost of the owner of the property emitting the light. In the case of laser lights, the Village may confiscate the laser lights.

Be It Ordained Further that this ordinance shall take effect on and after its promulgation.

The provisions of this ordinance are not intended to apply to the municipality and/or its employees who are in the course and scope of their employment.

Said Ordinance was introduced on April 10th, 2017, notice of public hearing held on May 8th, 2017, the title having been read and the ordinance considered, after motion duly made and seconded, a record vote was taken and said vote was as follows:

	<u>YEA</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
ALDERWOMAN PAULETTE LEE	<u>✓</u>	—	—	—
ALDERWOMAN JILL MATHIES	<u>✓</u>	—	—	—
ALDERMAN LANCE WILLIE	<u>✓</u>	—	—	—

Whereas, the Mayor of the Village of Folsom declared the above Ordinance passed and adopted on this 8th day of May 2017.

Approved by:

Betty M. Boggs

Mayor Bettye M. Boggs
Village of Folsom

Attest:

Andree Core

Andree Core
Municipal Clerk

CERTIFICATE

I, Andree Core, Municipal Clerk of the Village of Folsom, certify that the above and foregoing pages constitute a true and correct copy of an Ordinance passed and adopted on the 8th day of May 2017.

In Faith Whereof witness my official signature on the 8th day of May 2017.

Andree Core

ANDREE CORE
Municipal Clerk
Village of Folsom