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Lyon County, Kentucky

AN ORDINANCE RELATING TO THE WEARING OF HOODS AND MASKS

WHEREAS, the government of the County of Lyon exists to serve equally all of its citizens and to protect all of its citizens from crimes and inciteful disturbances, and

WHEREAS, certain persons and groups have appeared, demonstrated and/or paraded in Public wearing devices intended to cover their faces and thereby conceal their identity, and

WHEREAS, such appearances and/or demonstrations have disturbed domestic tranquility, and have incited violence and racial hostility.

NOW, THEREFORE, BE IT ORDAINED BY THE FISCAL COURT OF LYON COUNTY:

SECTION 1: DEFINITIONS

(1) Public place - all walks, alleys, arrests, boulevards, avenues, lanes, roads, highways or other ways of 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.

SECTION 2: WEARING HOODS OR MASKS IN A PUBLIC PLACE

No person or 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 County of Lyon.

SECTION 3: WEARING HOODS OR MASKS ON THE PROPERTY OF ANOTHER

No person 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, demand entrance or admission, enter or come upon or into, or be upon or in the premises, enclosure or house of any other person in the County of Lyon unless he shall have first obtained the written permission of the owner and the occupant of such property.

SECTION 4: EXEMPTIONS

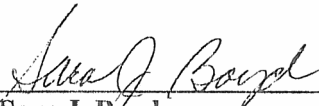
The following are exempted from the provisions of Section 2 and 3 of this Ordinance:

- (1) Any person under sixteen years of age;
- (2) Any person wearing traditional holiday costumes in season;
- (3) Any person using masks in theatrical productions including use in mardi gras celebrations and masquerade balls;
- (4) Any person lawfully engaged in trades or employment or in a sporting activity where a mask or facial covering is worn for the purpose or ensuring the physical safety of the wearer, or because of the nature of the occupation, trade or professional or sporting activity.

SECTION 5: PENALTIES FOR VIOLATION OF THIS ORDINANCE

Any person who violates this ordinance shall be subject to a term of imprisonment of no more than ninety (90) days and/or a fine of no more than two hundred fifty dollars (\$250) per offense.

Done this 10 day of December, 2003.



Sara J. Boyd
Lyon County Judge/Executive

ATTEST:



Sarah DeFew
Lyon County Clerk

First Reading: 10-8-03
Second Reading: 11-12-03
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