

CHAPTER 40

SURVEILLANCE

BOROUGH OF WYALUSING
ORDINANCE NO. 40

AN ORDINANCE CHAPTER NO. 40, SURVEILLANCE, OF THE CODE OF THE BOROUGH OF WYALUSING, COUNTY OF BRADFORD, COMMONWEALTH OF PENNSYLVANIA.

The Borough of Wyalusing hereby ordains and enacts as follows:

§1. Purpose.

The purpose of this chapter is to provide for surveillance of public buildings and facilities and public areas to prevent and detect criminal activity and vandalism.

§2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

AUDIO EQUIPMENT -- Any device that can record a noise, communication or sound.

ELECTRONIC DEVICE -- Any device that requires a battery, rechargeable battery or electrical wire to connect to an outlet that provides electricity. This includes digital equipment.

MUNICIPAL BUILDING -- Any physical location rented, leased or owned by the Borough of Wyalusing.

PARK -- A park, reservation, playground, recreation center or any other public area in the Borough owned or used by the Borough and devoted to recreation.

PHOTOGRAPHIC EQUIPMENT -- Any device that can record an image, likeness, or representation.

WIRELESS COMMUNICATION DEVICE -- Any device utilizing radio signals or electronically generated transmissions for the purpose of one-way or two-way communication.

§3. Surveillance Allowed.

The use of a wireless communication device, photographic equipment, digital equipment or other electronic device utilized to acquire, capture or generate a photographic image by the Borough or Borough employees is allowed within the locations determined by the Borough Council and the Mayor. The locations for video surveillance may include the Borough Municipal Building and the Park. The use of audio equipment shall not be allowed.

§4. Prohibited locations.

Prohibited locations shall include restrooms within municipal buildings, whether the areas are open to the public or not, or areas of such buildings which are utilized for disrobing, showering, and changing attire.

§5. Exception.

A law enforcement official performing an investigation of any criminal activity shall be excluded from the provisions of this chapter.

§6. Violations and penalties.

Any person, firm or corporation who or which shall violate or fail to comply with any of the provisions of this chapter shall, upon conviction, be sentenced to pay a fine of not more than \$600 and costs of prosecution and, in default of payment of such fine and costs, be imprisoned for a term not exceeding 30 days.

THIS ORDINANCE shall take effect immediately upon adoption.