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ARTICLE 908  
Basketball Poles

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908.01 DEFINITIONS

For purposes of this Article, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future tense, words in plural number include the singular number, and the words in the singular number the plural number. The word "shall" is always mandatory and not merely directory.

- (a) Basketball pole shall mean any form of a basketball system used to play the game of basketball consisting of a (i) hoop, (ii) hoop and net, or (iii) hoop and net affixed to a backboard, which is then mounted on a pole that is either permanently affixed to the ground or a portable pole.
- (b) Person shall mean any natural person, individual, corporation, charitable, philanthropic or religious institution, or non-profit corporation, homeowner association, unincorporated association, partnership and joint venture.

908.02 BASKETBALL POLES NOT TO INTERFERE WITH TRAFFIC

It shall be unlawful for any person to locate a basketball pole in any public right-of-way such that the basketball pole is intended for use from a public street.

908.03 REMOVAL OF BASKETBALL POLES

Within sixty (60) days after the effective date of this ordinance, every person on whose real estate a basketball pole is located in violation of Section 908.02 shall take any and all necessary actions to cause the removal of the basketball pole.

908.99 PENALTIES

- (a) Any person violating a provision of this Article, and any person aiding, abetting or assisting in the violation of a provision of this Article, shall, upon conviction thereof before a District Justice, be subject to a fine of not less than \$50.00, and the costs of the prosecution for each offense; and in default of the payment of fine and costs shall undergo imprisonment in the jail of the City of Franklin or the jail of the County of Venango in the Commonwealth

of Pennsylvania for a period not exceeding ten (10) days for each violation.

- (b) A person continuing a violation of a provision of this Article after written notice of said violation by the City of Franklin, or after service of a summons, shall be guilty of, and may be prosecuted for, a separate violation for each day the violation is continued.