

1 e. Luminaire. A complete lighting unit consisting of one or more lamps,
2 the lamp holder, any reflector or lens, and any other components or
3 accessories.

4 f. Outdoor Luminaire. Outdoor luminaires, whether permanent or
5 portable, including general light fixtures, searchlights, spotlights, and
6 floodlights; and the light cast by such fixtures.

7 Section 5. STANDARD. All outdoor luminaires in shall be located, adequately
8 shielded, and directed such that no direct light falls outside the parcel of origin, or onto the public right-
9 of-way. Outdoor luminaires shall not blink, flash, or rotate.

10 Section 6. EXEMPTIONS. The following outdoor luminaires shall be exempt
11 from the provisions of this Ordinance when properly installed and in compliance with all County
12 ordinances:

- 13 a. Luminaires used or otherwise required by law enforcement or other
14 emergency personnel.
- 15 b. Luminaires used to illuminate publicly-owned property, including but not
16 limited to, parks, recreation areas, schools, streets, street signs and
17 sidewalks.
- 18 c. Luminaires used to illuminate authorized public and private monuments.
- 19 d. Luminaires authorized by a provision of state or federal law as long as that
20 lighting conforms to the requirements of the state or federal law.
- 21 e. Luminaires used for a holiday decoration, provided it is used for no more
22 than 30 days in a 12-month period and is off between the hours of 11:00
23 p.m. and sunrise.
- 24 f. Luminaires producing light directly by the combustion of fossil fuels (such
25 as kerosene lanterns, and gas lamps).
- 26 g. Neon luminaires.

27 Section 7. DETERMINATION OF LIGHT TRESPASS. A determination of light
28 trespass shall be made by observation of the allegedly non-conforming luminaire from the complaining

1 party's property. A "complaining party" may be either an owner or occupant of private property or a
2 public entity.

3 Section 8. SECURITY LIGHTING. Security lighting triggered by motion or noise
4 shall be allowed subject to all of the provisions of this Ordinance.

5 Section 9. NON-CONFORMING OUTDOOR LUMINAIRES. Outdoor luminaires
6 existing on the effective date of this Ordinance that do not meet the requirements as set forth herein shall
7 be brought into compliance or removed as follows:

- 8 a. Within three (3) months of the effective date of this Ordinance, where
9 redirection of the light fixture is feasible and will bring the light fixture
10 into compliance; or
- 11 b. Within six (6) months of the effective date of this Ordinance, in all other
12 cases.

13 Section 10. COMPLIANCE METHODS. Outdoor luminaires not meeting the
14 standards of Section 6 shall be brought into compliance in any of the following ways:

- 15 a. Redirection of the luminaire;
- 16 b. shielding of the light source;
- 17 c. redesign or relocation of the luminaire;
- 18 d. replacement of the luminaire with a conforming luminaire; or
- 19 e. removal of the luminaire.

20 Section 11. ENFORCEMENT. The Riverside County Sheriff and Code
21 Enforcement Departments shall have the primary responsibility for enforcing this Ordinance.

22 Section 12. VIOLATIONS AND PENALTIES. Any person who violates any
23 provision of this Ordinance once or twice within a one hundred and eighty (180) day period shall be
24 guilty of an infraction. Any person who violates any provision of this Ordinance more than twice within
25 a one hundred and eighty (180) day period shall be guilty of a misdemeanor. Each day a violation is
26 committed or allowed to continue shall constitute a separate offense and shall be punishable as such.
27 Penalties shall not exceed the following amounts.

- 1 a. For the first violation within a one hundred and eighty (180) day period
2 the minimum mandatory fine shall be one hundred dollars (\$100).
3 b. For the second violation within a one hundred and eighty (180) day period
4 the minimum mandatory fine shall be two hundred and fifty dollars
5 (\$250).
6 c. For any further violations within a one hundred and eighty (180) day
7 period the minimum mandatory fine shall be five hundred dollars (\$500)
8 or imprisonment in the County jail for a period not exceeding six (6)
9 months, or both.

10 Section 13. CONFLICT BETWEEN ORDINANCE REQUIREMENTS. This
11 Ordinance shall neither replace the requirements of the zoning Ordinance or any other County
12 ordinances, including but not limited to County Ordinance No. 655, nor supersede the terms of any
13 private Covenants, Conditions and Restrictions (CC&Rs). However, when there is a conflict in the
14 requirements of this and any other ordinance, the more stringent requirements shall apply. The County
15 of Riverside does not enforce private CC&Rs.

16 Section 14. SEVERABILITY. If any provision of this Ordinance or the application
17 thereof to any person or circumstance, is held invalid, such invalidity shall not affect the remainder of
18 the Ordinance or the application of such provision(s) to other persons or circumstances.

19 Section 15. SAVINGS CLAUSE. The adoption of this Ordinance shall not in any
20 manner affect the prosecution of ordinance violations, which violations were committed prior to the
21 effective date of this Ordinance, nor be construed as a waiver of any permit, license, penalty or penal
22 provisions applicable to such violations. The provisions of this Ordinance, insofar as they are
23 substantially the same as ordinance provisions previously adopted by Riverside County relating to the
24 same subject matter, shall be construed as restatements and continuations, and not as new enactments.

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