

Part 4

Disorderly Conduct

§401. Disorderly Conduct. Disorderly conduct is hereby prohibited within the Borough of Jonestown. A person is guilty of disorderly conduct when he engages in one or more of the following types of conduct:

A. The making of any loud, boisterous or unnecessary noise causing an unreasonable annoyance to the inhabitants of the Borough.

B. The use of profanity or any indecent language causing a disturbance of the peace and good order of the Borough.

C. Any act of vandalism or malicious mischief causing destruction to private or public property.

D. Any act of vandalism or malicious mischief which would cause any danger or discomfort or annoyance to the inhabitants of the Borough, to the traveling public on the public highways within the Borough.

E. Intoxication in public or being or appearing to be in an intoxicated condition within the limits of the Borough.

F. Fighting, loafing, begging or being a vagrant in the limits of the Borough.

G. Driving any vehicle with the intent to cause public inconvenience, annoyance or alarm or recklessly creating a risk thereof on the highways, roadways, traffic ways or parking lots within the Borough in a reckless or careless manner which endangers the safety or interferes with the comfort and convenience of persons using or residing on the thoroughfares of the Borough; deliberately squealing the tires of such vehicles or laying of rubber with such vehicle; or intentionally increasing the speed of the engine of such vehicle, thereby causing excessive noise without any legitimate purposes.

H. Driving any motor vehicle on the property of another without express consent of the property owner or owners.

(Ordinance 3-1991, 12/3/1991, §1)

§402. Public Defined. The word "public" means affecting or likely to affect persons in a place to which the public or a substantial group has access. This term includes, but is not necessarily limited to, streets, alleys and sidewalks, schools, prisons, apartment houses, places of business or amusement, any neighborhood or any premises which are open to the public. (Ordinance 3-1991, 12/3/1991, §2)

§403. Obstruction of Pedestrians. No person shall unnecessarily and willfully obstruct or interfere with the travel upon any sidewalk or public passageway in the Borough nor shall any person lounge, loiter or loaf thereon, therein or upon any street, corner, public building or bridge; provided, that this Section shall not be held to restrict lawful and

peaceful picketing so long as one-half of the width of the sidewalk is kept clear by the pickets for pedestrian travel. (Ordinance 3-1991, 12/3/1991, §3)

§404. Sound Devices for Advertising. No person shall use any drum, loudspeaker or other instrument or device for the purpose of attracting attention by the creation of noise to any place of business or amusements. The use of any such device outside of or near an open door or window of any such place shall be presumed to be used for such purpose. (Ordinance 3-1991, 12/3/1991, §4)

§405. Loud Radios, Etc.; Hours Restricted. No person shall play or cause to be played any radio, television, phonograph or musical instrument in the Borough between the hours of 10 p.m. and 7 a.m. in such a manner or with such volume as to annoy or disturb the quiet, comfort or repose of any person in the vicinity thereof. (Ordinance 3-1991, 12/3/1991, §5; as amended by Ordinance 2008-5, 12/2/2008, §10)

§406. Noise Disturbance. No person shall own, possess, harbor or control any animal or bird which makes any noise continuously and/or incessantly for a period of ten minutes or makes such noise intermittently for one-half hour or more to the disturbance of any person any time of the day or night or permit such noise to be made by any animal or bird so owned, possessed, harbored or controlled, regardless of whether the animal or bird is physically situated in or upon private property, said noise being a nuisance; provided, that at the time the animal or bird is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal or bird is situated nor is there any other legitimate cause which justifiably provoked the animal or bird. (Ordinance 3-1991, 12/3/1991, §6)

§407. Penalty for Violation. Any person who shall violate any provision of this Part shall be guilty of a summary offense and shall be prosecuted according to the practice in the case of summary offenses and, upon conviction thereof, shall be sentenced to pay a fine of not more than six hundred dollars (\$600.00) and, in default of payment, to imprisonment for a term not to exceed thirty (30) days. (Ordinance 3-1991, 12/3/1991, §7)

§408. Effective Date. This Part shall become effective on December 3, 1991. (Ordinance 3-1991, 12/3/1991, §10)