

CHAPTER 113: DISORDERLY CONDUCT

[HISTORY: Adopted by the Borough Council of the Borough of Newport 12-5-1972 by Ord. No. 181 (Ch. 6, Part 3, of the 1985 Code). Amendments noted where applicable.]

GENERAL REFERENCES

Curfew - See Ch. 106.

Lewd materials - See Ch. 131.

Loitering - See Ch. 138.

Noise - See Ch. 145.

§ 113-1. Disorderly conduct defined.

[Amended 9-6-1977; 4-9-1985 by Ord. No. 238] A person is guilty of the offense of disorderly if, with intent to cause public inconvenience, annoyance or alarm, or recklessly creating a risk thereof, he or she:

- A. Engages in fighting or threatening or in violent or tumultuous behavior;
- B. Makes unreasonable noise or offensive coarse or lewd utterance, gestures or displays or addresses abusive or lewd language to any person present;
- C. Makes unreasonable noise by:
 - (1) Vehicle mufflers;
 - (2) Squealing tires;
 - (3) Tape players and radios.
- D. Appears in public or operates any motor vehicle on any street or highway within the Borough of Newport, manifestly under the influence of alcohol, narcotics or other drugs to the degree he may endanger himself or other persons or property, or annoy persons in the vicinity;
- E. Having no legal privilege to do so, intentionally, or recklessly obstructs any highway or other public passages, whether alone or with others. No person shall be guilty of violating this subsection solely because of a gathering of persons to hear him speak or otherwise communicate or solely because of being a member of such gathering.

- F. Refuses to obey a reasonable official request or order to move, to prevent obstruction of a highway, sidewalk or other public passages or to maintain public safety by dispersing those gathering in dangerous proximity to a fire or other hazards.
- G. Any persons who shall interfere with the lawful conduct of business on public property; or any persons who shall loaf or loiter or congregate upon any of the streets or alleys or public grounds in the Borough, to the annoyance of peaceable residents nearby or traveling upon any street or alley or being lawfully upon any of the public grounds of the Borough, whereby the public peace is broken or disturbed; or who shall congregate or loiter on public or private property, not being either a business invitee or guest, in such manner as to inconvenience other persons who are business invitees or guests, be guilty of disorderly.

§ 113-2. Definitions.

For the purpose of this chapter, the following terms, as used in this chapter shall have the following meanings:

OBSTRUCT

To render impassable without unreasonable inconvenience or hazard.

PUBLIC

Affecting or likely to affect persons in a place to which the public or a substantial group has access not limited to but including highways, transport facilities, schools, apartment houses, places of business, places of amusement or any neighborhood.

§ 113-3. Violations and penalties.

[Amended 4-9-1985 by Ord. No. 238; 1-8-2013 by Ord. No. 348] Any person, firm or corporation who shall violate any provision of this chapter shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600; and/or to imprisonment for a term not to exceed 30 days.