

CHAPTER 72: ALCOHOLIC BEVERAGES

[HISTORY: Adopted by the Borough Council of the Borough of Newport 6-2-1981 by Ord. No. 225 (Ch. 6, Part 1, of the 1985 Code). Amendments noted where applicable.]

§ 72-1. Definitions.

[Added 1-8-2013 by Ord. No. 348] As used in this chapter, the following terms shall have the meaning indicated:

INTENT TO CONSUME

Includes any of the following:

- A. Drinking from the container.
- B. Possession with movement of the container to the mouth.
- C. Possession with alcohol on the breath of the possessor.
- D. Any circumstances evidencing an intent to ultimately consume on any public lands without permission.

§ 72-2. Illegal to transport or possess open containers.

[Amended 1-8-2013 by Ord. No. 348] No person shall transport or possess with intent to consume in open container on his person or in a motor vehicle nor consume any beer, wine, or alcoholic beverage in or upon the streets, sidewalks, alleys or public ways of the Borough of Newport nor in or upon the parking areas of shopping centers or stores or retail outlets or schools under the jurisdiction of Newport, Perry County, Pennsylvania.

§ 72-3. Illegal to possess, carry or transport upon a park or playground.

[Amended 1-8-2013 by Ord. No. 348] No person shall possess, carry or transport with intent to consume any beer, wine or alcoholic beverage in an open container nor consume any beer, wine, or alcoholic beverage in or upon a part or playground or other public property in the Borough of Newport.

§ 72-4. 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.

§ 72-5. Penalties in addition to other laws.

Penalties contained in this chapter are in addition to any other remedies or penalties provided by any other ordinance, regulation, statute, Pennsylvania Crimes Code, or other law.