

BOROUGH OF COKEBURG

WASHINGTON COUNTY, PENNSYLVANIA

ORDINANCE NO. 110

ORDINANCE OF THE BOROUGH OF COKEBURG, WASHINGTON COUNTY, PENNSYLVANIA  
PROHIBITING DISORDERLY CONDUCT, PUBLIC HARASSMENT AND EXCESSIVE NOISE WITH-  
IN THE BOROUGH OF COKEBURG AND PRESCRIBING PENALTIES FOR THE VIOLATION THERE-  
OF.

BE IT ORDAINED AND ENACTED and it is hereby Ordained and Enacted by the  
Mayor and the Council of the Borough of Cokeburg as follows:

SECTION ONE: DEFINITIONS - The following words, terms and phrases when  
used in this ordinance shall have the following meanings ascribed to them  
unless the context clearly indicates otherwise:

- (a) person - any individual partnership, association, company, firm,  
corporation, agency or other entity recognized by law as subject of rights  
and duties.
- (b) public means affecting or likely to affect the persons in a place  
to which the public or a substantial group has access; among the places  
included are borough streets and ways, highways, transport facilities, schools,  
places of business or amusement, apartment houses, any neighborhood, or any  
premises which are open to the public.
- (c) Borough - means the Borough of Cokeburg, Washington County, Pennsylvania.

Section Two: Disorderly Conduct- No person shall, with the intent to cause  
public inconvenience, annoyance or alarm, or recklessly create a risk thereof:

- (a) engage in fighting or threatening or in violent or tumultuous behavior;
- (b) Make unreasonable noise;
- (c) Use obscene language or make an obscene gesture; or
- (d) Create a hazardous or physically offensive condition by any act which  
serves no legitimate purpose of the actor.

SECTION THREE: No person shall cause substantial harm or serious in-  
convenience or persist in disorderly conduct after reasonable warning or re-  
quest to desist.

SECTION FOUR: HARASSMENT - No person shall with the intent to harass,  
annoy or alarm another person:

SECTION FIVE: Failure to Disperse Where two or more persons are participating a course of disorderly conduct or harassment which causes or may reasonably be expected to cause substantial harm or serious inconvenience, annoyance or alarm, a police officer of the Borough or other public servant engaged in executing or enforcing this Ordinance may order the participants and others in the immediate vicinity to disperse. Failure to disperse upon the order of the aforesaid police officer of the Borough or other public servant shall constitute a violation of this Ordinance.

SECTION SIX: Excessive Noise

(a) No person shall operate any motor vehicle which creates loud and excessive noise disturbing the public peace within the limits of the Borough. Any person who operates a motor vehicle causing a general disturbance to the public peace by creating unreasonable loud and excessive noise shall be considered in violation of this ordinance.

(b) No person shall operate any motor vehicle, including motor vehicles with wheels, with the muffler system of the said vehicle altered or changed in any way in order to reduce the motor vehicles effect or ability to prevent the creation of loud, excessive and unreasonable noise to the disturbance of the public peace within the limits of the Borough. Any person who operates said motor vehicle whose muffler system has been so altered in order to reduce said motor vehicles effect on noise abatement shall be considered in violation of this Ordinance.

SECTION SEVEN: PENALTIES - Any person violating any of the provisions of this Ordinance shall upon conviction thereof by any magistrate or justice of the peace be sentenced to pay a fine of not less than \$25.00 nor more than \$300.00 together with the costs of prosecution and/or be sentenced to the Washington County Jail for a period not exceeding 30 days. All fines imposed in accordance with this section shall be payable directly to the Borough.

SECTION EIGHT: REPEALER - All ordinances, resolutions or parts of ordinances and resolutions not in accordance with this ordinance are hereby repealed insofar as they affect this Ordinance.

SECTION NINE: VALIDITY - The provisions of this ordinance are severable and if any section, clause, sentence, part or provision thereof shall be held to be illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, clauses, sentences, part or provisions of this Ordinance. It is hereby declared to be the intent of the Council of the Borough of Cokeburg that this Ordinance would not have been adopted if such illegal, invalid or unconstitutional section, clause, sentence, part or provision had not been included herein.