

## Chapter 102

### DISORDERLY CONDUCT

§ 102-1. Title.

§ 102-2. Conduct, activities and conditions constituting disorderly conduct.

§ 102-3. Police officer a member of the public.

§ 102-4. Violations and penalties.

[HISTORY: Adopted by the Board of Supervisors of the Township of North Middleton 5-19-1982 by Ord. No. 82-6. Amendments noted where applicable.]

#### GENERAL REFERENCES

Curfew — See Ch. 98.  
Loitering — See Ch. 126.

Nuisances — See Ch. 134.  
Solid waste — See Ch. 170.

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§ 102-1. Title.

This chapter shall be known and may be cited as the "Disorderly Conduct Ordinance."

§ 102-2. Conduct, activities and conditions constituting disorderly conduct.

A person is guilty of disorderly conduct under this chapter if:

- A. That person, while on or in a public sidewalk, street, alley, park, square or common, or while on private property near to a public sidewalk, street, alley, park, square or common, without license or invitation from the owner to be there, within North Middleton Township, willfully makes or causes to be made, including but not limited to making by the use of a radio, phonograph, tape player or other electric or electronic device, whether operated manually or by remote control, any loud, boisterous and unseemly noise or disturbance to the annoyance of the peaceable public nearby, whereby the public peace is broken or disturbed or the traveling public is annoyed.
- B. That person, while on or in a public sidewalk, street, alley, park, square or common, or while on private property near to a public sidewalk, street, alley, park, square or common, without license or invitation from the owner to be there, within North Middleton Township, willfully makes or causes to be made, including but not limited to making by the use of a motor vehicle, motorcycle, motor-driven cycle, motorized pedalcycle, minibike, dirt-bike, snowmobiles or any mechanized vehicle, whether operated manually or by remote control, any loud and unseemly noise or disturbance to the annoyance of the peaceable public nearby, whereby the public peace is broken or disturbed or the traveling public is annoyed.
- C. That person, while on or in a public sidewalk, street, alley, park, square or common, or while on private property near to a public sidewalk, street, alley, park, square or common, without license or invitation from the owner to be there, within North

Middleton Township, uses obscene language or makes obscene gestures toward a member of the public, with intent to cause public annoyance, or recklessly creating a risk of the same.

- D. That person, who drops, places or deposits upon any public sidewalk, street, alley, avenue, park, square or common or upon private property within North Middleton Township, without license or invitation from the owner any wastepaper, sweepings, ashes, household waste, glass, metal, cardboard, refuse, rubbish or any dangerous or detrimental substance.

**§ 102-3. Police officer a member of the public.**

For purposes of the provisions of this chapter respecting the public as to whom annoyance may be caused or peace may be broken or disturbed, a police officer shall qualify as a member of such public and may testify as such for either prosecution or defense, where he or she was a seeing or hearing witness to the alleged offense.

**§ 102-4. Violations and penalties.**

Any person who violates or permits a violation of this chapter shall, upon conviction in a summary proceeding brought before a District Justice under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not less than \$200 nor more than \$1,000, plus costs of prosecution. In default of payment thereof, the defendant may be sentenced to imprisonment for a term not exceeding 90 days. Each day or portion thereof that such violation continues or is permitted to continue shall constitute a separate offense, and each section of this chapter that is violated shall also constitute a separate offense.