

Chapter 42

ALCOHOLIC BEVERAGES

[HISTORY: Adopted by the Borough Council of the Borough of Upland 6-9-1987 as Ord. No. 11-1987 (Ch. 2B of the 1969 Code). Amendments noted where applicable.]

§ 42-1. Purpose; findings.

To promote the general health, safety, comfort, peace and quiet and welfare of the residents of the Borough of Upland, and it is determined that the uncontrolled consumption of alcoholic beverages in public is detrimental to the health and safety, welfare, comfort and peace and quiet of the residents of Upland Borough.

§ 42-2. Possession of open containers.¹

It shall be unlawful for any person to carry or hold any open bottles, cans or other containers used for the containment or packaging of any alcoholic beverages, and it shall also be unlawful to consume, in or upon any public ways, parks, places or property within the borough, any alcoholic beverage or to possess an open container, bottle or can of alcoholic beverage.

§ 42-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

PUBLIC PROPERTY — Includes all property owned by the borough.

PUBLIC WAY OR PLACE — Every way or place open to the use of the public as a matter of right for the purpose of vehicular or pedestrian travel, including sidewalks, streets, highways, buildings, parking lots, parks and recreation areas.

§ 42-4. Violations and penalties. [Amended 7-12-1988 by Ord. No. 7-1988²]

Any person or persons who are arrested and found guilty of violating any provision of this chapter before any District Justice shall pay a fine of not more than six hundred dollars (\$600.), plus costs of prosecution and, in default of such fine and costs, be sentenced to the County Prison for not less than thirty (30) days.

1. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

2. Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.