

ARTICLE 723

Alcoholic Beverages in Public Places

- 723.01 Definitions.
- 723.02 Prohibited Behavior.
- 723.99 Penalty.

CROSS REFERENCES

Pennsylvania Liquor Code - 47 P.S. §1-101 et seq.
Article 941 - Parks

723.01 DEFINITIONS.

For the purposes of this Ordinance, the following terms, phrases, words, and their derivations shall have the meaning given herein.

(a) "Public Place" shall mean any place to which the public has access, and includes any public street, highway, alley, parking lot, sidewalk, the front of and the area immediately adjacent to any store, restaurant, tavern, or other place of business, and any cemetery. City Parks, which are subject to Article 941 of the Codified Ordinances of the City of Bethlehem, are specifically excluded from the definition of "public place" hereunder.

(b) "Alcoholic Beverage" shall mean liquor and malt or brewed beverages as said terms are defined in the Pennsylvania Liquor Code, 47 P.S. §1-101 et seq.

723.02 PROHIBITED BEHAVIOR.

(a) It shall be unlawful for any person to consume any alcoholic beverage or carry or possess any opened vessel containing any alcoholic beverage on or about any public place, or in any automobile or other vehicle parked upon any public place within the City of Bethlehem.

(b) Nothing in this section shall be deemed to prohibit the consumption of alcoholic beverages at a function or activity for which a special occasion permit has been issued by the Pennsylvania Liquor Control Board, or an appropriate permit issued by the City of Bethlehem, or in any dully licensed establishment whose Certificate of Occupancy and liquor license extends upon a sidewalk or other outdoor area.

723.99 PENALTY.

Any person who violates any provision of this Article shall be subject to the following penalties:

(a) First Violation - A fine of \$100.00, or thirty days imprisonment, or both;

(b) Second Violation - A fine of \$300.00, or sixty days imprisonment, or both;

(c) Third and each subsequent violation - A fine of \$600.00, or ninety days imprisonment, or both.

(Ord. 3430 - Passed 8/20/91.)