

ARTICLE 8. PUBLIC DRINKING BY-LAW

Section 8.1 – General Provision

Except as duly licensed under general law or these bylaws by the Board of Selectmen, no person shall drink, or have in his possession an open container of, an alcoholic beverage as defined in MGL Chapter 138, Section 1, while on, in, or upon any public way or upon any way to which the public has a right of access, or any place to which members of the public have access as invitees or licensees, or park or playground, or private land or place without the consent of the owner or person in control thereof.

Section 8.2 – Violation Seizure

All alcoholic beverages being used in violation of this bylaw shall be seized and safely held until final adjudication of the charge against the person or persons arrested or summonsed before the court, at which time they shall be destroyed according to statute or by order of the court.

Section 8.3 – Violation Penalty

The penalty for violations of this bylaw shall be a fine of up to three hundred dollars (\$300.00) for each offense, and shall be recovered by indictment or on complaint before the district court, or by non-criminal disposition in accordance with section twenty-one D of chapter forty.

Adopted: 4/16/77

Amended: 10/15/90