

TAMPERING WITH PROPERTY

SECTION 1 Unlawful to tamper with public property or property on street, alley, sidewalk or public ground.

No person shall destroy or injure in any way whatsoever, or tamper with or deface any public property of the borough or of any authority created by the borough, within or without the borough, or any grass, shrub, tree, walk, lamp, ornamental work, building, street light, fire hydrant or gas or water stop box on or in any street, sidewalk or public ground in the borough. **Provided:** "defacement" shall include, but shall not be limited to, the making of graffiti or other markings upon any of the property above referred to or upon the surface of any street, alley, sidewalk or curb in the borough.

SECTION 2 Unlawful to tamper with stakes, posts or monuments.

No person shall in any manner interfere with or meddle with or pull, drive, change, alter or destroy any stake, post, monument or other evidence of any elevation, grade, line, location, corner or angle in the borough, made, placed or set, or hereafter made, placed or set, or caused to be done by the authorities of the borough in any survey of or in any street, alley or public ground in the borough, to evidence the location, elevation, line grade, corner or angle of any public street, alley sidewalk, curb, gutter, drain or other public work, matter or thing.

SECTION 3 Unlawful to tamper with warning lamps, flares, signs, or barricades.

No person shall willfully or maliciously destroy, remove, deface, obliterate or cover up any warning lamp, flare, sign or barricade erected by the authorities or the borough or by any person doing work by permission of the authorities of the borough on any street, alley, sidewalk or bridge in the borough or on any public ground of the borough, within or without the borough, as a warning of danger.

SECTION 4 Unlawful to take earth, stone or other material from street, alley or public ground.

No person shall take earth, stone or other material from street, alley or public ground.

SECTION 5 Certain activities not prohibited.

This article shall not apply to normal activities in connection with the construction, maintenance and repair of streets, alleys, sidewalks and public grounds and the structures and fixtures located thereon or therein or to incidental results of work done thereon or therein upon permit from or by authority of the borough.

This is a sample ordinance. We suggest that it be modified, as appropriate, to fit the needs of your borough. We also suggest that all proposed ordinances be reviewed by your solicitor. Although these are samples of ordinances which have been adopted by other municipalities, the Association cannot assume responsibility for ensuring their legality. We are pleased to provide this service free of charge to our members. If we can be of further assistance, please do not hesitate to contact us: **PENNSYLVANIA STATE ASSOCIATION OF BOROUGHES**, 2941 North Front Street, Harrisburg, PA 17110. 717-236-9526.