



City of Pittsfield

In the Year Two Thousand Twenty Five

AN ORDINANCE

AMENDING THE CODE OF THE CITY OF PITTSFIELD CHAPTER 14, SEC. 14-7.1

Be it ordained by the City Council of the City of Pittsfield, as follows:

The Code of the City of Pittsfield, Chapter 14, Sec. 14-7.1 is hereby amended by deleting Chapter 14, Sec. 14-7.1 in its entirety and replacing it with Chapter 14, Sec. 14-7.1 to be entitled "Same—Possession of open container or consumption of alcohol on public property"

SECTION I

Sec. 14-7.1 Same—Possession of open container or consumption of alcohol on public property

(a) Definitions. As used in this section the following terms shall have the following respective meanings:

OPEN CONTAINER

A bottle, can or other receptacle used to contain a liquid that has been opened or has a broken seal or the contents of which have been partially removed or consumed; provided, however, that a bottle resealed and stored out of plain sight shall not be considered an open container.

ALCOHOLIC BEVERAGE

Any liquid intended for human consumption as a beverage and containing one half of one per cent or more of alcohol by volume at sixty degrees Fahrenheit.

- (b) It shall be unlawful for any person to possess or consume an open container of any alcoholic beverage while on, in, or upon any public way, sidewalk, common, park, conservation area, recreation area, or beach or upon any City-owned property within the limits of the City of Pittsfield. This section shall be enforced pursuant to a fine as indicated in Chapter 4 1/2, § 4 1/2-2 or pursuant to MGL c. 272, § 59, as applicable. Upon final adjudication of any charges brought pursuant to this Subsection, any unopened alcoholic beverages seized in enforcing this Subsection shall be disposed of within thirty (30) days of such date unless the person entitled to lawful possession of said beverages petitions the Chief of Police for their return.
- (c) Whenever an unemancipated minor violates Sec. 14-7.1(b), any and all fines assessed pursuant thereto shall be assessed to the custodial or guardian parent of said unemancipated minor. Any proceedings pursuant to this Subsection (c) shall be deemed to be noncriminal and shall be conducted in accordance with MGL c. 40, § 21D.

SECTION II

This ordinance shall take effect upon enactment.

Approved as to Form and Legality,
Devon Grierson

Devon W. Grierson

City Solicitor

In City Council
Read and passed to be ordained
July 8, 2025
6 Yeas - 0 Nays
/s/ Peter T. White, Council President
/s/ Michele M. Benjamin, City Clerk

Approved by the Mayor
July 9, 2025
/s/ Peter M. Marchetti

A true copy attest:
Michele M. Benjamin
City Clerk