

**MILLERSBURG BOROUGH  
DAUPHIN COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 19-13**

**A RESOLUTION OF THE MILLERSBURG BOROUGH COUNCIL, DAUPHIN  
COUNTY, PENNSYLVANIA AUTHORIZING THE EXERCISE BY POLICE  
OFFICERS EMPLOYED BY THE BOROUGH THE POWER OF ARREST WITHOUT  
A WARRANT, PURSUANT TO 42 PA C.S. SECTION 8902.**

**WHEREAS**, 42 Pa., C.S. 8902 provides a police officer the right of arrest without warrant upon probable cause for certain enumerated offenses under certain circumstances; and

**WHEREAS**, such right of warrantless arrest is conditioned upon the promulgation by the governing body of the municipality of guidelines to be followed by such officers when making warrantless arrests under Section 8902.

**THEREFORE BE IT RESOLVED** and it is hereby adopted by the Borough Council of Millersburg, Dauphin County, Pennsylvania, that, pursuant to 42 Pa. personal view, Borough Police Officers have the right of arrest without a warrant based upon probable cause when there is ongoing conduct that imperils the personal security of any person or endangers public or private property, for any of the following offenses under Title 18 when such offenses constitute a summary offense:

- 18 Pa., C.S. 5503 – Disorderly Conduct
- 18 Pa., C.S. 5505 – Public Drunkenness
- 18 Pa., C.S. 5507 – Obstructing Highways or Other Public Passages
- 18 Pa., C.S. 6308 – Underage purchase, consumption, possession or transportation of alcohol

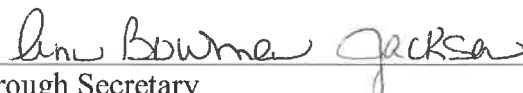
**BE IT FURTHER RESOLVED** that the policies and procedures of the Millersburg Borough Police Department are hereby updated to reflect the policies contained herein.

RESOLVED this 13<sup>th</sup> day of NOVEMBER, 2019.

BOROUGH OF MILLERSBURG

By:   
President of Council

ATTEST:

  
Borough Secretary