

## **Chapter 2**

### **Animals**

#### **Part 1**

#### **Dogs Running at Large**

- §2-101. Definitions
- §2-102. Appointment and Duties of Animal Control Officer
- §2-103. Unlawful to Allow Dogs to Run at Large
- §2-104. Seizing of Dogs
- §2-105. Licensed Dogs
- §2-106. Unlicensed Dogs
- §2-107. Threatening Dogs
- §2-108. Penalties

#### **Part 2**

#### **Control of Animal Defecation**

- §2-201. Animal Defecation on Public and Private Property Restricted
- §2-202. Disposal of Animal Feces
- §2-203. Dogs Accompanying Blind or Handicapped Persons
- §2-204. Penalties



---

**Part 1****Dogs Running at Large****§2-101. Definitions.**

As used in this Part, the following terms shall have the meaning indicated, unless a different meaning clearly appears from the context:

*Owner*—any person having a right of property in any dog or having custody of any dog, or any person who harbors or permits a dog to remain on or around his or her property.

*Running at large*—being upon any public highway, street, alley, park, or any other public land, or upon property of another person other than the owner, and not being accompanied by or under the control of the owner or any other person having custody of said dog.

(*Ord. 907, 9/23/1996, §2-101*)

**§2-102. Appointment and Duties of Animal Control Officer.**

An Animal Control Officer may be appointed by Borough Council to serve during its pleasure. In the absence of appointment of an Animal Control Officer, the Chief of Police shall have responsibility for enforcement of this Part and of the Dog Law of 1982, 3 P.S. §459-101 *et seq.*, as hereafter amended, supplemented, modified, or re-enacted by the General Assembly of Pennsylvania; provided, the Animal Control Officer shall not have the power to make arrests under this Act of Assembly or any other Act of Assembly or ordinance of the Borough.

(*Ord. 907, 9/23/1996, §2-102*)

**§2-103. Unlawful to Allow Dogs to Run at Large.**

It shall be unlawful for the owner of any dog or dogs to allow or permit such dog or dogs to run at large in the Borough.

(*Ord. 907, 9/23/1996, §2-103*)

**§2-104. Seizing of Dogs.**

The Animal Control Officer or any police officer or constable may seize any dog found at large in Borough. Such dogs are to be impounded in a licensed kennel.

(*Ord. 907, 9/23/1996, §2-104*)

**§2-105. Licensed Dogs.**

The Chief of Police shall notify the owner of a licensed dog by registered or certified mail, with return receipt, that the dog is impounded and will be disposed of in 5 days if not claimed. Five days after the return receipt has been received, and the dog has not been claimed, the dog may be sold or destroyed in accordance with the 1982 Dog Law, 3 P.S. §459-101 *et seq.*

(*Ord. 907, 9/23/1996, §2-105*)

**§2-106. Unlicensed Dogs.**

Unlicensed dogs that are seized shall be held in such kennel for 48 hours and if not claimed may be destroyed in accordance with the 1982 Dog Law, 3 P.S. §459.101 *et seq.* (Ord. 907, 9/23/1996, §2-106)

**§2-107. Threatening Dogs.**

Dogs that, in the opinion of any police officer or Animal Control Officer, constitute a threat to public health and welfare may be killed by the police or Animal Control Officer.

(Ord. 907, 9/23/1996, §2-107)

**§2-108. Penalties.**

1. The first two times a dog is seized, the owner shall pay a fine of \$15 to the Borough as well as reasonable fees for keeping the animal in a kennel as fixed by resolution of Borough Council.

2. Any person allowing a dog to run at large a third time in violation of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. [Ord. 1005]

(Ord. 907, 9/23/1996, §2-108; as amended by Ord. 1005, 5/23/2011)

---

**Part 2****Control of Animal Defecation****§2-201. Animal Defecation on Public and Private Property Restricted.**

No person, having possession, custody, or control of any animal, shall knowingly or negligently permit any dog or other animal to commit any nuisance, i.e., defecation or urination, upon any gutter, street, driveway, alley, curb, or sidewalk in the Borough, or upon the floors or stairways of any building or place frequented by the public or used in common by the tenants, or upon the outside walls, walkways, driveways, alleys, curbs, or stairways of any building abutting on a public street or park, or upon the grounds of any public park or public area, or upon any private property other than the property of the owner of such animal.

(*Ord. 907, 9/23/1996, §2-201*)

**§2-202. Disposal of Animal Feces.**

Any person having possession, custody, or control of any dog or other animal which commits a nuisance, i.e., defecation or urination, in any area other than the private property of the owner of such dog or other animal, as prohibited in §2-201, shall be required to immediately remove any feces from such surface and either:

A. Carry same away for disposal in a toilet.

B. Place same in a nonleaking container for deposit in a trash or litter receptacle.

(*Ord. 907, 9/23/1996, §2-202*)

**§2-203. Dogs Accompanying Blind or Handicapped Persons.**

The provisions of §§2-201 and 2-202 shall not apply to a guide dog accompanying any blind person, or to a dog used to assist any other physically handicapped person.

(*Ord. 907, 9/23/1996, §2-203*)

**§2-204. Penalties.**

Any person, firm, or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days.

(*Ord. 907, 9/23/1996, §2-204; as amended by Ord. 1005, 5/23/2011*)

