

Chapter 2

Animals

Part 1

Animal Nuisances

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Part 1**Animal Nuisances****§2-101. Animal Nuisances Prohibited.**

No person shall keep or harbor any dog, cat, or other animal in the Borough so as to create offensive odors, excessive noise or unsanitary conditions which are a menace to the health, comfort or safety of the public, or otherwise permit the commission or existence of a nuisance as defined herein.

(Ord. 76, 12/29/2003)

§2-102. Animal Noise.

Any dog, cat or other animal, which makes any noise continuously and/or for a period of 10 minutes or makes such noise intermittently for ½ hour or more to the disturbance of any person any time of the day or night regardless of whether such animal or bird is physically situated in or upon private property is hereby declared to be committing a nuisance; provided, at the time that the animal or bird is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal or bird is situated nor is there any legitimate cause which justifiably provoked the animal or bird. No owner or person having custody of such animal shall harbor or permit it to commit such a nuisance.

(Ord. 76, 12/29/2003)

§2-103. Animal Digging.

Any dog, cat or other animal which scratches, digs or defecates upon any lawn, tree, shrubs, plant, building or any other public or private property, other than the property of the owner or person in charge or control of such animal, is hereby declared to be a nuisance.

(Ord. 76, 12/29/2003)

§2-104. Animal Defecation.

No person being the owner or in charge or control of any dog, cat or other animal shall permit such animal to commit a nuisance on any school grounds, city park or other public property, or upon any private property other than that of the owner or person in charge or control of such dog, cat or other animal without the permission of the owner of such property. Where the owner or person in charge or control of such animal immediately removes all feces deposited by such animal and disposes of the same in a sanitary manner, such type of nuisance shall be considered abated.

(Ord. 76, 12/29/2003)

§2-105. Exemptions.

Persons with defective eyesight or hearing while relying upon a dog specifically trained for these purposes shall be exempt from compliance with this Section.

(Ord. 76, 12/29/2003)

§2-106. Penalty.

Any person violating any provision of this Part shall upon conviction thereof, be sentenced to pay a fine of not more than One Hundred (\$100.00) Dollars and costs of prosecution, for each offense thereof.

(Ord. 76, 12/29/2003)