

## **CHAPTER 2**

### **ANIMALS**

#### **PART 1**

#### **PROHIBITING CATS RUNNING AT LARGE**

- §101. Definitions
- §102. Unlawful to Allow Cats to Run at Large
- §103. Seizing of Cats
- §104. Identified Cats
- §105. Unidentified and Threatening Cats
- §106. Penalty

#### **PART 2**

#### **UNLAWFUL TO KEEP PIGS OR MAINTAIN PIG PENS IN BOROUGH**

- §201. Unlawful to Keep Pigs or Maintain Pig Pens in Borough

#### **PART 3**

#### **PROHIBITING ANIMAL NUISANCE**

- §301. Purpose
- §302. Harboring a Nuisance
- §303. Noise
- §304. Public Property
- §305. Permission of Property Owner
- §306. Investigation of Nuisance
- §307. Dogs Used as Hearing or Sight Aids
- §308. Penalty

**PART 1**

**PROHIBITING CATS RUNNING AT LARGE**

**§101. DEFINITIONS.**

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

**OWNER** - any person having a right of property in any cat or having custody of any cat or any person who harbors or permits a cat to remain on or around his or her property.

**RUNNING AT LARGE** - being upon any public highway, street, alley, park or any other public lands 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 cat.

(Ord. 87-3, 6/1/1987, §1)

**§102. UNLAWFUL TO ALLOW CATS TO RUN AT LARGE.**

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

(Ord. 87-3, 6/1/1987, §2)

**§103. SEIZING OF CATS.**

Any police officer may seize any cat found at large in the Borough. Such cats shall be impounded in a facility provided by the Borough.

(Ord. 87-3, 6/1/1987, §3)

**§104. IDENTIFIED CATS**

Owners of cats with an identification tag giving the name and address of the owner shall be notified by registered or certified mail, with return receipt, that the cat is impounded and will be disposed of in 3 days if not claimed. Three days after the return receipt indicates delivery or notification of registered or certified mail to the recipient and the cat has not been claimed, the cat may be destroyed in a humane fashion by the Borough.

(Ord. 87-3, 6/1/1987, §4)

## ANIMALS

### §105. UNIDENTIFIED AND THREATENING CATS

Cats that do not have an identification tag giving the name and address of the owner or that, in the opinion of any police officer, constitute a threat to public health and welfare may be destroyed by the Borough in a humane fashion.

(Ord. 87-3, 6/1/1987, §5)

### §106. PENALTY.

Any person, firm or corporation allowing an animal to run at large in violation of this Part shall be, upon conviction thereof, sentenced to pay a fine of not more than \$600 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation continues shall constitute a separate offense.

(Ord. 87-3, 6/1/1987, §6; as amended by Ord. 98-4, 9/14/1998)

**PART 2**

**UNLAWFUL TO KEEP PIGS OR MAINTAIN PIG PENS IN BOROUGH**

**§201. UNLAWFUL TO KEEP PIGS OR MAINTAIN PIG PENS IN BOROUGH.**

No person, firm or corporation shall keep any pig or hog at any place within the Borough of Wrightsville, nor shall any person, firm or corporation maintain any pig pen or hog pen at any place within the said Borough and for each and every violation shall be, upon conviction thereof, sentenced to pay a fine of not more than \$600 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days.

(Ord. 246, 12/6/1971; as amended by Ord. 86-4, 11/17/1986, §1; and by Ord. 98-4, 9/14/1998)

**PART 3**

**PROHIBITING ANIMAL NUISANCE**

**§301. PURPOSE.**

Borough Council recognizes and finds that the keeping and maintaining of dogs in the Borough can create nuisances as a result of the odors, noise and unsanitary conditions associated therewith. Therefore, it is necessary to provide reasonable regulations for the keeping and maintaining of such animals within the Borough.

(Ord. 03-2, 4/7/2003, §1)

**§302. HARBORING A NUISANCE.**

No person shall keep or harbor any dog 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. 03-2, 4/7/2003, §2)

**§303. NOISE.**

Any dog, which by frequent and habitual barking, howling, screeching, yelping or baying, or in any way or manner disturbs the quiet of any person of the community or which disturbs or endangers the comfort, repose or health of persons is hereby declared to be committing a nuisance. No owner or person having custody of such animal shall harbor or permit it to commit such a nuisance.

(Ord. 03-2, 4/7/2003, §3)

**§304. PUBLIC PROPERTY.**

Any dog which scratches, digs or defecates upon any lawn, tree, shrub, 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. 03-2, 4/7/2003, §4)

**§305. PERMISSION OF PROPERTY OWNER.**

No person being the owner or person in charge or control of any dog 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

## ANIMALS

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 dispose of the same in a sanitary manner, such type of nuisance shall be considered abated.

(Ord. 03-2, 4/7/2003, §5)

### §306. INVESTIGATION OF NUISANCE.

The Borough, prior to taking any enforcement action hereunder, shall investigate any alleged nuisance and upon determining that such a nuisance exists as described herein, shall be authorized to proceed in accordance with §308.

(Ord. 03-2, 4/7/2003, §6)

### §307. DOGS USED AS HEARING OR SIGHT AIDS.

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. 03-2, 4/7/2003, §7)

### §308. PENALTY.

Any person violating any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 and costs of prosecution for each offense thereof.

(Ord. 03-2, 4/7/2003, §8)