

ORDINANCE NO. 519

AN ORDINANCE OF THE BOROUGH OF SPRING CITY, COMMONWEALTH OF
PENNSYLVANIA PROHIBITING THE HARBORING OF AN
ANIMAL NUISANCE, EXPECTATIONS; PENALTIES

BE IT ORDAINED AND ENACTED by the Spring City Borough Council and it is
hereby ordained and enacted by the authority of the same as follows:

SECTION 1

Definitions and Word Usage As used in this Ordinance, the following terms shall have the
meanings indicated unless a different meaning clearly appears from the context:

Animal – any domestic animal or fowl, any wild animal or any household pet, including birds,
fish, reptiles and insects.

Borough – the municipality known as Spring City, Pennsylvania.

Domestic Animal – any animal normally or ordinarily domesticated or raised in this area or
climate as livestock or for work or breeding purposes or normally or ordinarily kept as a
household pet.

Household Pet – any dog, cat or other domestic animal normally or ordinarily kept in or
permitted to be at large in the dwelling of its owner.

Keeper – any person, firm or corporation owning or actually keeping, having, using or
maintaining any of the animals regulated by this Ordinance.

Owner – any person having a right of property or having custody of an animal, or any person
who harbors or permits an animal on or around his or her property.

Person – any person, firm, partnership, association or corporation.

Wild Animal – any animal including bird, fowl, reptile or insect not normally or ordinarily
domesticated, nor normally or ordinarily raised in this area and climate as livestock or for work
or breeding purposes, or not capable of being kept as a household pet.

In this Ordinance, the singular shall include the plural, the plural shall include the singular, and
the masculine shall include the feminine.

SECTION 2

No person shall keep or harbor a 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.

SECTION 3

Any dog, cat or other animal, which by frequent or 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.

SECTION 4

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 of control of such animal, is hereby declared to be a nuisance.

SECTION 5

The keeper of any animal shall cause the feces there from to be collected daily and disposed of in a sanitary manner so as not to create a nuisance to other property owners. The keeper shall be required to immediately remove any feces from the surface of property other than the private property of Owner or Keeper of the animal and either carry same away for disposal in a toilet or place same in a non-leaking container for deposit in a trash or litter receptacle.

SECTION 6 (LIST OF PROHIBITIVE ANIMALS)

It shall be unlawful for any person to keep or board within the Borough any of the listed animals as provided in this section:

- a. Cows;
- b. Goats;
- c. Pigs;
- d. Roosters;
- e. Chickens;
- f. Sheep;
- g. Turkeys;
- h. Llamas.

SECTION 7

All outdoor animal enclosures and housing must be placed a minimum of ten (10) feet from all property lines so as not to create a nuisance to other property owners.

SECTION 8 (Enforcement Authority)

Enforcement of the provisions of this Ordinance shall be jointly shared by the Spring City Borough Police Department, the Pennsylvania State Police, Borough or County Animal Control Officer, and Borough Code Enforcement Officer. Any such Officer is hereby authorized in accordance with law to enter upon any premises within the Borough of Spring City for the purpose of investigating possible violation(s) of this Ordinance.

SECTION 9

Any person violating any provision of this Ordinance shall upon conviction thereof, be sentenced to pay a fine of not more than One Hundred Fifty Dollars (\$150.00) and costs of prosecution, for each offense thereof. Each day that a violation of this Ordinance continues shall constitute a separate offense.

SECTION 10

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

SECTION 11

If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Spring City Borough Council that this Ordinance would have been adopted had unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 12


This Ordinance shall become effective immediately.

Attest:


BOROUGH OF SPRING CITY

BY:


Louis S. DiGuiseppe
PRESIDENT, BOROUGH COUNCIL


Dennis Rittenhouse
BOROUGH ADMINISTRATOR

EXAMINED AND APPROVED THIS 5TH DAY OF NOVEMBER, A.D. 2012.


Michael A. Weiss
MAYOR