

Chapter 2

Animals

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Part 1**Dogs****§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 - when applied to the proprietorship of a dog, includes every person having a right of property in such dog, and every person who keeps or harbors such dog or has it in his care, and every person who permits such dog to remain on or about any premises occupied by him.

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. 137, 7/5/2005)

§2-102. Enforcement.

An Animal Control Officer shall be appointed by the Board of Supervisors to serve at its pleasure. Such Animal Control Officer, along with the officers of the Responsible Police Department, shall have concurrent responsibility for the enforcement of this Part and of the Dog Law, 3 P.S. 459-101 *et seq.*, as amended; provided, that the Animal Control Officer shall not have the power to make arrests under the Dog Law nor any ordinance of the Township.

(Ord. 137, 7/5/2005)

§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 Township.

(Ord. 137, 7/5/2005)

§2-104. Seizing of Dogs.

The Animal Control Officer, any officer of the Responsible Police Department or constable may seize any dog found at large in Township. Such dogs are to be impounded in a licensed kennel.

(Ord. 137, 7/5/2005)

§2-105. Licensed Dogs.

Any Animal Control Officer, officer of the Responsible Police Department or designated Township employee 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 disposed of by sale or by giving it to a humane society or association for the prevention of cruelty to animals in accordance

with the Dog Law, 3 P.S. §459-302, as amended.

(*Ord. 137, 7/5/2005*)

§2-106. Unlicensed Dogs.

Unlicensed dogs that are seized shall be held at a licensed kennel for 48 hours and if not claimed may be humanely killed or given to the humane society or association for the prevention of cruelty to animals in accordance with the Dog Law, 3 P.S. §459-302, as amended.

(*Ord. 137, 7/5/2005*)

§2-107. Dangerous Dogs.

1. A dog determined to be dangerous under §502-A of the Dog Law, 3 P.S. §459-502A, as amended, shall be restrained or otherwise kept in accordance with Article VI-A of the Dog Law, 3 P.S. §459-501A *et seq.*, as amended.

2. Dogs may be killed only in accordance with the requirements of §501 of the Dog Law, 3 P.S. §459-501, as amended, and otherwise, said dogs must be detained and delivered to the police or a State dog warden. While detained, said dog must be treated in a humane manner.

(*Ord. 137, 7/5/2005*)

§2-108. Penalties.

1. The first two times a dog is seized, the owner shall pay a fine of \$15 to the Township as well as reasonable fees for keeping the animal in a kennel in an amount as established from time to time by resolution of the Board of Supervisors.

2. Any person allowing a dog to run at large a third time in violation of this Part, or fails to comply therewith, or with any of the requirements thereof, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedures, shall be sentenced to pay a fine of not less than \$100 nor more than \$1,000 plus costs, including reasonable attorney fees incurred by the Township, and, in default of payment of said fine and costs, to a term of imprisonment to the extent permitted by law for the punishment of summary offenses. A separate offense shall arise for each day or portion thereof in which a violation of this Part is found to exist or for each section of this Part found to have been violated. The Township may also commence appropriate actions in equity or other to prevent, restrain, correct, enjoin, or abate violations of this Part. All fines and penalties collected for violation of this Part shall be paid to the Township Treasurer.

(*Ord. 137, 7/5/2005*)

Part 2**Livestock****§2-201. Short Title.**

This Part may be known and may be cited as the “Frazer Township Livestock Ordinance.”

(*Ord. 137, 7/5/2005*)

§2-202. Definitions.

Unless otherwise expressly stated, the following words and phrases shall be construed throughout this Part to have the meanings herein indicated:

Livestock - any domestic animal maintained or kept by persons within the Township and shall include, but not be limited to, horses, cattle, sheep, pigs, goats, donkeys, mules, but excluding dogs and cats.

Person - any partnership, association or corporation.

Township - Frazer Township, Allegheny County, Pennsylvania.

(*Ord. 137, 7/5/2005*)

§2-203. Violations.

No person in the Township shall permit livestock to roam at large. It shall be the duty of all persons in the Township to maintain livestock on the premises of such persons, whether owned or leased, and failure to do so shall be a violation of this Part.

(*Ord. 137, 7/5/2005*)

§2-204. Penalties.

Any person, firm or corporation who shall violate any provision of this Part, or fails to comply therewith, or with any of the requirements thereof, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedures, shall be sentenced to pay a fine of not less than \$100 nor more than \$1,000 plus costs, including reasonable attorney fees incurred by the Township, and, in default of payment of said fine and costs, to a term of imprisonment to the extent permitted by law for the punishment of summary offenses. A separate offense shall arise for each day or portion thereof in which a violation of this Part is found to exist or for each section of this Part found to have been violated. The Township may also commence appropriate actions in equity or other to prevent, restrain, correct, enjoin, or abate violations of this Part. All fines and penalties collected for violation of this Part shall be paid to the Township Treasurer.

(*Ord. 137, 7/5/2005*)

Part 3**Cats****§2-301. Vaccination.**

All cats shall be vaccinated against rabies by a licensed veterinarian in accordance with the recommendations for immunization published by the National Association of State Public Health Veterinarians; provided, that upon presentation of a veterinarian's certificate stating that because of infirmity or other physical condition, the inoculation of such cat is not medically appropriate.

(Ord. 137, 7/5/2005)

§2-302. Owner's Responsibility.

1. No person shall keep, harbor, or maintain a cat that roams freely. The owner must identify the cat or cats by adorning each cat with an identification collar or tag that clearly and legibly states the cat owner's name, address and telephone number.

2. The owner of a cat must provide proof of a cat's current rabies vaccination upon request of the Township.

3. No person or resident shall own, harbor or maintain a non-domestic feline or hybrid within the Township limits.

A. This Section shall not affect any person owning such animal and living within the Township limits prior to the effective date of this Part.

B. This Part shall not apply to any educational, institutional or zoological institution or circus.

(Ord. 137, 7/5/2005)

§2-303. Prohibited Activities.

It shall be unlawful for any owner of a cat to permit or to allow such cat in the Frazer Township to become a public nuisance. Acts of nuisance shall include, but are not limited to, the following:

A. Running at large.

B. Noise disturbance.

C. Digging into flower beds, lawns, sand boxes, gardens or damaging of shrubbery, trees, lawns, personal property not belonging to the owner of the depositing of feces.

D. Not having current rabies vaccinations and current Township registration.

(Ord. 137, 7/5/2005)

§2-304. Seizing Cats Running at Large.

The Animal Control Officer, or any officer of the Responsible Police Department, or constable may seize any stray cat, abandoned cat, or cat running at large within the limits of the Frazer Township to the annoyance or inconvenience of the residents or pedestrians or operators of motor vehicles. Such cats are to be taken and impounded

in a place provided for that purpose. If the owner be known or can be ascertained from a registration, the Township shall notify that owner to reclaim said cat within a period of 48 hours after receiving notice to do so. If the owner is not known or cannot be ascertained or if the cat is not claimed within said 48-hour period, said cat shall be dispensed of by sale, or by giving it to a humane society or association for the prevention of cruelty to animals or be disposed of in a humane manner. The owner of the cat so detained shall pay a penalty of \$40 to the Township for the seizure and detention and all of the costs or expenses incurred by reason of its detention by the Township before the cat is returned.

(Ord. 137, 7/5/2005)

§2-305. Penalties.

Any person, firm or corporation who shall violate any provision of this Part, or fails to comply therewith, or with any of the requirements thereof, upon conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedures, shall be sentenced to pay a fine of not less than \$100 nor more than \$1,000 plus costs, including reasonable attorney fees incurred by the Township, and, in default of payment of said fine and costs, to a term of imprisonment to the extent permitted by law for the punishment of summary offenses. A separate offense shall arise for each day or portion thereof in which a violation of this Part is found to exist or for each section of this Part found to have been violated. The Township may also commence appropriate actions in equity or other to prevent, restrain, correct, enjoin, or abate violations of this Part. All fines and penalties collected for violation of this Part shall be paid to the Township Treasurer.

(Ord. 137, 7/5/2005)