

ORDINANCE NO. 210

AN ORDINANCE OF THE BOROUGH OF PATTERSON HEIGHTS  
BEAVER COUNTY, REGULATING AND CONTROLLING THE KEEPING  
OF DOMESTIC ANIMALS WITHIN SAID BOROUGH AND  
PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

WHEREAS, the Council of the Borough of Patterson Heights, Beaver County, believes that the proper regulation and control of pet animals kept within the Borough limits will promote the health, safety and general welfare of the citizens of the Borough.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED by the Council of the Borough of Patterson Heights in the County of Beaver, as follows:

SECTION 1: As used in this Ordinance, the following terms have the meanings indicated unless a different meaning clearly appears from the context:

Domestic Animal- Any animal reclaimed from a wild state and adapted to live with, tamed by and associating with humans.

Owner- Any person having the custody or control of any domestic animal or who permits a domestic animal to remain on his or her property.

Section 2: It shall be unlawful for the owner of any domestic animal, excluding cats, to permit said animal to run at large, at any time, within the Borough of Patterson Heights. For the purpose of this section, any domestic animal, excluding cats, not restrained by leash or by other suitable means of control, when said domestic animal is not upon the premises of the owner thereof, shall be considered to be running at large.

Section 3: It shall be unlawful to keep at any place within the Borough any dangerous or vicious animal or any animal with a contagious or infectious disease, when said animal by reason of its disposition or state of health constitutes a clear and present danger to the health, safety and welfare of any person or persons.

Section 4: It shall be unlawful for any person or owner to permit more than a total of three (3) domestic animals to be kept and maintained within the confines of the household dwelling of such person or owner and in no event may more than two(2) of those three (3) animals be kept on property outside of the confines of the dwelling and those areas must be kept in a sanitary non-odoriferous condition. The areas containing runs, restraining fences or housing for such animals must not be within ten (10) feet of any property line.

Section 5: All domestic animals are prohibited from the parks or playgrounds of the Borough of Patterson Heights.

Section 6: It shall be unlawful for any owner to walk or exercise any domestic animal, not upon the premises of the owner thereof unless the said animal is restrained by a leash held by the owner or persons designated by the owner who shall be capable of properly restraining the movements of said domestic animal. No domestic animal shall be walked or exercised other than upon the premises of the owner thereof unless the owner or person accompanying the said domestic animal shall carry and use suitable facilities for gathering up any and all matter excreted by the said domestic animal during the course of said walk or exercise and said owner or person shall be responsible for promptly removing said material and placing it in the container carried for that purpose, and failure to do so shall constitute a violation of this ordinance.

Section 7: It shall be unlawful for any person to keep, own, harbor, maintain or possess any domestic animal that barks and/or makes noise repeatedly that disturbs the quiet of the neighborhood and is a continuous annoyance to the residents of that neighborhood.

Section 8: Any domestic animal found running at large in the Borough or disturbing the peace as set forth in Section 7 hereof, or infected with a contagious disease is hereby declared to be a public nuisance. Any domestic animal found running at large upon public or private property, or upon any street in the Borough may be seized or taken by any Borough police office, by any humane society officer, or by any other person as authorized by the Borough Council and impounded in a facility designated by the Borough. If the owner of the domestic animal is known or may be identified, that owner shall be given notice to reclaim the domestic animal within twenty-four (24) hours after receipt of the notice, and shall be allowed to reclaim the domestic animal after paying a penalty to the Borough of Fifteen (\$15.00) Dollars and all fees or costs of impoundment. If the domestic animal is not reclaimed or the penalty is not paid within the twenty-four (24) hour period after receipt of notice as herein provided, the domestic animal may be killed in a humane manner.

Section 8A: All cats shall at all times wear a suitable collar bearing the cat owners name and address.

Section 9: It shall be unlawful for any person to permit any domestic animal, including cats, within his control to deposit on any public property or upon any private property, without consent of the owner of the property, any animal wastes or feces. Permitting the deposit of waste or feces by any such domestic animal shall constitute a public nuisance.

Where the owner or person in control of the domestic animal immediately removes all feces deposited by the domestic animal upon private property and in a sanitary manner disposes of the feces, that nuisance as to that owner shall be considered abated.

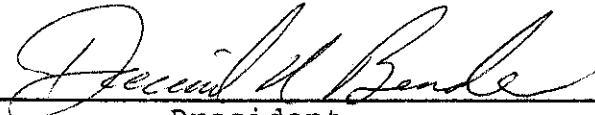
Section 10: This ordinance shall not apply to "Seeing Eye" dogs engaged in guiding persons with defects of eyesight.

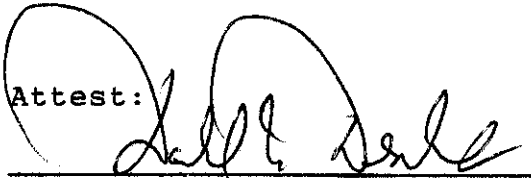
Section 11: Any person violating any provision of this ordinance, upon conviction before a District Magistrate of this County be sentenced to pay a fine not exceeding \$300.00 and the cost of prosecution and/or to under go imprisonment for a term not to exceed ninety (90) days.

Section 12: All Ordinances, or any part of any Ordinance insofar as it is inconsistent herewith are hereby repealed.

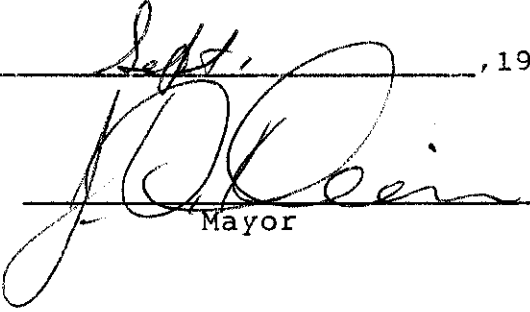
Section 13: This Ordinance shall become effective thirty (30) days following its adoption.

ENACTED AND ORDAINED by the Council of the Borough of Patterson Heights this 13<sup>th</sup> day of Sept., 1993.

  
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President

Attest:   
\_\_\_\_\_  
Secretary

Approved this 13<sup>th</sup> day of Sept., 1993

  
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Mayor