

CHAPTER 2

ANIMALS

Part 1

Dogs Running at Large

- §101. Definitions
- §102. Unlawful to Allow Dogs to Run at Large
- §103. Seizing of Dogs
- §104. Licensed Dogs
- §105. Unlicensed Dogs
- §106. Threatening Dogs
- §107. Penalty

Part 2

Animal Noise Control

- §201. Intent and Purpose
- §202. Noise Disturbance
- §203. Exceptions
- §204. Penalties

Part 3

Keeping of Certain Animals

- §301. Definitions
- §302. Certain Animals Prohibited
- §303. Keeping of Animals Regulated
- §304. Household Pets
- §305. Violation of State Law
- §306. Penalties

Part 4

Animal Defecation

- §401. Animal Defecation on Public and Private Property Restricted
- §402. Disposal of Animal Feces
- §403. Dogs Accompanying Blind or Handicapped Persons Exempted
- §404. Penalties

## Part 1

## Dogs Running at Large

§101. Definitions. As used in this Part 1, 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 dog or having custody of any dog, or any person who harbors or permits a dog to remain on or around his or her property.

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. 60A, 5/2/1961; as revised by Ord. 108, 12/17/1985)

§102. 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 Borough of Centre Hall. (Ord. 60A, 5/2/1961; as revised by Ord. 108, 12/17/1985)

§103. Seizing of Dogs. Any police officer or dog warden may seize any dog found at large in Borough. Such dogs are to be impounded in a licensed kennel at owner's cost and expense. (Ord. 60A, 5/2/1961; as revised by Ord. 108, 12/17/1985)

§104. Licensed Dogs. Owners of licensed dogs are to be notified by registered or certified mail, with return receipt, that the dog is impounded and will be disposed of in five days if not claimed. Five days after the return receipt has been received, and the dog has not been claimed, the dog may be sold or destroyed in accordance with the 1982 Dog Law. (Ord. 60A, 5/2/1961; as revised by Ord. 108, 12/17/1985)

§105. Unlicensed Dogs. Unlicensed dogs that are seized are to be held in such kennel for 48 hours and if not claimed may be destroyed in accordance with the 1982 Dog Law. (Ord. 60A, 5/2/1961; as revised by Ord. 108, 12/17/1985)

§106. Threatening Dogs. Dogs that, in the opinion of any police officer or dog warden, constitutes a threat to public health and welfare may be killed by the police or dog warden. (Ord. 60A, 5/2/1961; as revised by Ord. 108, 12/17/1985)

§107. Penalty. The first two times a dog is seized, the owner shall pay a fine of fifteen dollars (\$15.00) to the Borough as well as reasonable fees for keeping the animal in a kennel.

Any person allowing an animal to run at large a third time in violation of this Part 1 shall, upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300.00); and/or to imprisonment for a term not to exceed ninety (90) days.

(Ord. 60A, 5/2/1961; as revised by Ord. 108, 12/17/1985)

Part 2  
Animal Noise Control

§201. Intent and Purpose. The Borough Council of the Borough of Centre Hall, finding that excessive levels of sound are detrimental to the physical, mental and social well-being of the people as well as to their comfort, living conditions, general welfare and safety and being therefor a public health and welfare hazard, hereby declares it to be necessary to provide for the greater control and more effective regulation of excessive sound and the sources of excessive sound within the Borough. (Ord. 100, 12/1/1981; as revised by Ord. 108, 12/17/1985)

§202. Noise Disturbance. It shall be illegal within the Borough for any person or persons to own, possess, harbor, or control any animal or bird which makes any noise continually and/or incessantly for a period of ten minutes or makes such noise intermittently for one-half hour or more to the disturbance of any person any time of the day or night regardless of whether the animal or bird is physically situated in or upon private property, said noise being a nuisance; provided, that at the time 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 other legitimate cause which justifiably provoked the animal or bird. (Ord. 100, 12/1/1981; as revised by Ord. 108, 12/17/1985)

§203. Exceptions. This Part 2 shall not be deemed to prohibit or otherwise declare unlawful any agricultural operations protected from the nuisance suits by Act No. 1982-133. (Ord. 100, 12/1/1981; as revised by Ord. 108, 12/17/1985)

§204. Penalties. Any person, firm or corporation who shall violate any provision of this Part 2, shall, upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300.00), and/or to imprisonment for a term not to exceed ninety (90) days. (Ord. 100, 12/1/1981; as revised by Ord. 108, 12/17/1985)

Part 3

Keeping of Certain Animals

§301. Definitions. As used in this Part, 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.

DOMESTIC ANIMAL - any animal normally or ordinarily domesticated or raised in this area and 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 and ordinarily kept in or permitted to be at large in the dwelling of its owner.

LARGE ANIMAL - any wild or domestic animal of the bovine, equine or sheep family.

PERSON - any person, firm, partnership, association, or corporation.

SMALL ANIMAL - any wild or domestic animal such as a rabbit, hare, guinea pig, rat, mouse, or chinchilla; and any wild or domestic fowl such as a chicken, turkey, goose, duck, or pigeon (excepting homing pigeons).

WILD ANIMAL - any animal, including bird, fowl, or reptile not normally or ordinarily domesticated; not 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 Part, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

(Ord. 108, 12/17/1985)

§302. Certain Animals Prohibited. It shall be unlawful for any person to keep any large animals, wild animals, pigs, hogs or swine at any place within the Borough of Centre Hall. (Ord. 108, 12/17/1985)

§303. Keeping of Animals Regulated. It shall be unlawful for any person to keep any domestic animals, except household pets, except as provided in this section:

1. Small animals shall be kept confined in quarters no part of which shall be closer than twenty-five feet (25') from the exterior limits of any dwelling or of any property line and no more than an accumulative total of five (5) small animals shall be kept or maintained on any property during any twelve (12) month period after said small animals have attained the age of six (6) months.

2. The keeper of every such animal shall confine the same in an enclosure sufficient to prevent such animal from running at large, and such enclosure shall be of a size conducive to good sanitary practices and adequate and sanitary drainage facilities shall be provided.

3. Every keeper of any animal shall cause the litter and droppings therefrom to be collected daily in a container or receptacle that when closed shall be rat-proof and fly-tight, and after every such collection shall cause such container or receptacle to be kept closed. At least twice a week, every such keeper shall cause all litter and droppings so collected to be disposed of in such manner as not to permit the presence of fly larvae.

4. Every keeper of any animal shall cause all feed provided therefor to be stored and kept in a rat-proof and fly-tight building, box, container, or receptacle.

(Ord. 108, 12/17/1985)

§304. Household Pets. It shall be unlawful for any person to keep any household pet, except as provided in this section:

1. If any such pet shall be kept in a dwelling owned or occupied by its owner, such owner shall be required to follow such procedures and practices, as to the number of such pets to be kept there, and as to sanitation, to insure that no public nuisance shall be created or maintained and no threat to the health of persons living elsewhere than in such dwelling shall be created.

2. If any such pet shall be kept in an enclosure outside such dwelling, the provisions of §303 of this Part, insofar as the same applies to small animals, shall be applicable to the keeping of such household pet.

(Ord. 108, 12/17/1985)

§305. Violation of State Law. Any violation of this Part that would also violate any state law shall be prosecuted under that state law and not under this Part. (Ord. 108, 12/17/1985)

§306. Penalties. Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not exceeding three hundred dollars (\$300.00), and/or to undergo imprisonment for a term not to exceed ninety (90) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 108, 12/17/1985)

Part 4

Animal Defecation

§401. Animal Defecation on Public and Private Property Restricted. No person having possession, custody or control of any animal, shall knowingly or negligently permit any dog, cat or other animal to commit any nuisance, i.e., defecation or urination, upon any gutter, street, driveway, alley, curb or sidewalk in the Borough of Centre Hall, or upon the floors or stairways of any building or other place frequented by the public or used in common by the tenants, or upon the outside walls, walkways, driveways, alleys, curbs or stairways of any building abutting on a public street or park, or upon the grounds of any public park or public area, or upon any private property other than the property of the owner of such animal. (Ord. 128, 7/13/2000, §101)

§402. Disposal of Animal Feces. Any person having possession, custody or control of any dog, cat or other animal which commits a nuisance, i.e., defecation or urination, in any area other than the private property of the owner of such dog or other animal, as prohibited in §401 of this Part, shall be required to immediately remove any feces from such surface and either:

- A. Carry same away for disposal in a proper container.
- B. Place same in a nonleaking container for deposit in trash or litter receptacle.

(Ord. 128, 7/13/2000, §102)

§403. Dogs Accompanying Blind or Handicapped Persons Exempted. The provisions of §§401 and 402 hereof shall not apply to a guide dog accompanying any blind person, or to a dog used to assist any other physically handicapped person. (Ord. 128, 7/13/2000, §103)

§404. Penalties. Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than six hundred dollars (\$600.00) or to imprisonment for a term not to exceed thirty (30) days. (Ord. 128, 7/13/2000, §104)