

## **CHAPTER 2**

### **ANIMALS**

#### **PART 1**

##### **CATS AND DOGS RUNNING AT LARGE**

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**PART 1**

**CATS AND DOGS RUNNING AT LARGE**

**§101. DEFINITIONS.**

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

**OWNER** - any person having a right of ownership in any cat and/or dog or having custody of any cat and/or dog or any person who harbors or permits a cat and/or 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 immediate control of the owner or any other person having custody of said cat and/or dog.

(Ord. 247, 11/7/1994, Exhibit A, §1)

**§102. UNLAWFUL TO ALLOW CATS AND/OR DOGS TO RUN AT LARGE.**

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

(Ord. 247, 11/7/1994, Exhibit A, §2)

**§103. LICENSING OF DOGS.**

It shall be unlawful for the owner, custodian or keeper of any dog to have any such animal without bearing a current license tag. The dog licensing shall be performed under the rules and regulations of the County. License fees for dogs shall be paid to the County in accordance with its fee schedule.

(Ord. 247, 11/7/1994, Exhibit A, §3; as amended by Ord. 291, 8/5/2013, §1)

**§104. NUISANCES AND OTHER REGULATIONS.**

1. Other Regulations. It shall be unlawful for the owner of any dog to allow the following:
  - A. To allow the dog to be kept outside without providing adequate food, water and shelter.

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- B. To allow dogs to be bred or boarded for profit in a residentially zoned area of the Borough of Cleona.

[Ord. 276]

- 2. Nuisances. It shall be unlawful for any owner to have any cat and/or dog that becomes a nuisance in the Borough. Acts of nuisance shall include, but are expressly not restricted to, the following: [Ord. 276]
  - A. The dog or cat raising any disturbance three times during any 1 month between the hours of 9 p.m. and 7 a.m., prevailing time, or at extended intervals at any other time of the day, or both. [Ord. 291]
  - B. Viciousness.
  - C. Frequent digging into flower beds, lawns, children's sandboxes, gardens or the depositing of feces or urine and/or otherwise damaging shrubbery, trees or lawns on premises, personal property or other property not belonging to the owner of the cat and/or dog.
  - D. Vaccination. Any owner of any cat and/or dog shall comply with, and be current with, rabies vaccination requirements of the laws of the Commonwealth of Pennsylvania and any other vaccination requirements of the laws of the Commonwealth of Pennsylvania with regard to cats and/or dogs.

(Ord. 247, 11/7/1994, Exhibit A, §4; as amended by Ord. 276, 5/7/2007, §II; and by Ord. 291, 8/5/2013, §1)

### **§105. DUTIES OF POLICE OFFICERS WITNESSING VIOLATIONS HEREOF AND NOTICES OF SEIZURES TO OWNERS.**

It shall be the duty of any police officer of the Borough of Cleona who witnesses any cat and/or dog running at large and/or in violation with this Part, or who receives information of any cat and/or dog running at large or violating this Part, to seize such cat and/or dog and to convey it to the place designated by the Borough Council as a pound. Notice of such seizure shall be sent to the owner of such cat and/or dog in the manner prescribed by resolution of the Council of the Borough, and such cat and/or dog may be redeemed by the owner thereof within the time specified by said resolution, upon payment of the charges incurred by reason of such detention. Rates for such charges shall be determined from time to time by the Borough Council by resolution.

(Ord. 247, 11/7/1994, Exhibit A, §5)

### **§106. RIGHT-OF-ENTRY.**

The Health Officer, the inspector or authorized agent or any municipal officer or agent authorized or empowered to perform duties under this Part are hereby authorized to enter upon any premises to enforce the provisions of this Part.

(Ord. 247, 11/7/1994, Exhibit A, §6)

**§107. VIOLATIONS AND PENALTIES.**

It shall be unlawful for any owner, custodian or keeper of any cat and/or dog to violate any of the provisions of this Part and shall, upon conviction thereof, be sentenced to pay a fine of not less than \$50 nor 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. Such fines and costs maybe in addition to any other payments required to be made under this Part. Each day that a violation of this Part continues shall constitute a separate offense.

(Ord. 247, 11/7/1994, Exhibit A, §7; as amended by Ord. 261, 7/1/2002, §1)

