

ORDINANCE No. 2007-20

AN ORDINANCE CHANGING AND AMENDING THE CODE OF ORDINANCES OF THE BOROUGH OF LANSFORD, SPECIFICALLY ORDINANCE 65 AND ORDINANCE 92-1, CHAPTER 2, PART 1, "PROHIBITING DOGS RUNNING AT LARGE",

BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Lansford, the Code of Ordinances of the Borough of Lansford, Chapter 2, Part 1, is hereby amended as follows:

Section 103 Unlawful to Allow Dogs to Run at Large

- a) 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
- 1) The owner or keeper of any dog shall at all times keep such dog confined within the premises of the owner in an enclosure from which it cannot escape;
 - 2) The owner or keeper of any dog shall at all times keep such dog firmly secured by means of a collar and chain device so that it cannot stray beyond the premises on which it is secured;
 - 3) When off the owner's premises, the owner or keeper of any dog shall keep the dog or dogs on a leash not exceeding six (6) feet in length and in the hands of a competent person fully able to control the dog.

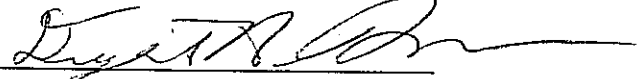
Section 109 Number of Dogs limited

It shall be unlawful to keep more than four (4) dogs six (6) months of age or older on any premises, regardless of the number of owners; provided, however, that this section shall not apply to any premises for which a kennel license has been obtained pursuant to the Dog Law of 1965 (3 P. S. Section 460-208 et. Seq.)


This ordinance shall become effective immediately upon adoption by the Borough Council of the Borough of Lansford.

ORDAINED AND ENACTED by the Council of the Borough of Lansford this 14th day of November, 2007.

LANSFORD BOROUGH COUNCIL

By: 
President

ATTEST:


Secretary

Approved this 14th day of November, 2007

By: 
Mayor

Part 1

Prohibiting Dogs Running at Large

§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 - 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. 65, 2/3/1976; as revised by Ord. 92-1, 1/7/1992)

§102. Appointment and Duties of Dog Warden. A Dog Warden shall be appointed by the Borough Council to serve during its pleasure. Such dog warden along with the Police Officers shall have concurrent responsibility for the enforcement of this Part and of the Dog Law of 1982, (3 P.S. §459-101 et seq., as hereafter amended, supplemented, modified or reenacted by the General Assembly of Pennsylvania); provided, that he shall not have the power to make arrests under this Act of Assembly or any other Act of Assembly or ordinance of the Borough. (Ord. 65, 2/3/1976; as revised by Ord. 92-1, 1/7/1992)

§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 Borough. (Ord. 65, 2/3/1976; as revised by Ord. 92-1, 1/7/1992)

§104. Seizing of Dogs. The dog warden or any police officer or constable may seize any dog found at large in the Borough. Such dogs are to be impounded in a licensed kennel. (Ord. 65, 2/3/1976; as revised by Ord. 92-1, 1/7/1992)

§105. Licensed Dogs. The Chief of Police shall notify the owner of a licensed dog by registered or certified mail, with return receipt, and by telephone, that the dog is impounded and will be disposed of in five (5) days if not claimed. Five (5) 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. 65, 2/3/1976; as revised by Ord. 92-1, 1/7/1992)

§106. Unlicensed Dogs. Unlicensed dogs that are seized shall be held in such kennel for forty-eight (48) hours and if not claimed may be destroyed in accordance with the 1982 Dog Law. (Ord. 65, 2/3/1976; as revised by Ord. 92-1, 7/1/1992)

§107. Threatening Dogs. Dogs that, in the opinion of any police officer or dog warden, constitute a threat to public health and welfare may

be killed by the police or dog warden. (Ord. 65, 2/3/1976; as revised by Ord. 92-1, 1/7/1992)

§108. Penalties. The first two (2) 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 as fixed pursuant to a Resolution of the Borough Council. Any person allowing a dog to run at large a third time in violation of this Part shall, upon conviction thereof, be sentenced to pay a fine of not less than one hundred dollars (\$100.00) and not more than six hundred dollars (\$600.00) plus costs; and in default of payment, to imprisonment for a term not to exceed thirty (30) days. (Ord. 65, 2/3/1976; as revised by Ord. 92-1, 1/7/1992)

Part 2

Unlawful to Keep Pigs or Maintain Pig Pens

§201. Unlawful to Keep Pigs or Maintain Pig Pens. No person, firm or corporation shall keep any pig or hog at any place within the Borough of Lansford, nor shall any person, firm or corporation maintain any pig pen or hog pen at any place therein, under penalty, upon conviction thereof, to be sentenced to pay a fine not exceeding six hundred (\$600.00) dollars and costs and, in default of payment thereof, shall be subject to imprisonment for a term not to exceed thirty (30) days. Each day that a violation of this Part continues shall constitute a separate offense. (Ord. 23, 12/3/1968; as amended by Ord. 92-1, 1/7/1992)

Part 3

Control of Animal Defecation

§301. 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 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 Lansford, or upon the floors or stairways of any building or 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. 92-1, 1/7/1992)

§302. Disposal of Animal Feces. Any person having possession, custody or control of any dog 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 §301 shall be required to immediately remove any feces from such surface and either:

A. Carry same away for disposal in a toilet; or,

B. Place same in a nonleaking container for deposit in a trash or litter receptacle.

(Ord. 92-1, 1/7/1992)

§303. Dogs Accompanying Blind or Handicapped Persons Exempted. The provisions of §§301 and 302 hereof shall not apply to a guide dog accompanying any blind persons, or to a dog used to assist any other physically handicapped person. (Ord. 92-1, 1/7/1992)

§304. 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) and costs and, in default of payment thereof, to imprisonment for a term not to exceed thirty (30) days. (Ord. 92-1, 1/7/1992)