

Chapter 31

ANIMAL CONTROL

- § 31-1 Definitions.
- § 31-2 Running at large.
- § 31-3 Seizure and impoundment.
- § 31-4 Animal pound; Animal Control Officer.
- § 31-5 Violations and penalties.
- § 31-6 Nuisances by animals.
- § 31-7 Noise by animals.
- § 31-8 Destruction of property.
- § 31-9 Construal of provisions.

[HISTORY: Adopted by the Borough Council of the Borough of Curwensville 5-23-88 as Ord. No. 384. Amendments noted where applicable.]

GENERAL REFERENCES

Livestock - See Ch. 73.

§ 31-1. DEFINITIONS.

As used in this chapter, the following terms shall have the meanings indicated:

ANIMAL -Includes dogs, cats or other domesticated animals or undomesticated animals.

§ 31-2. RUNNING AT LARGE.

It shall be unlawful for the owner, custodian or keeper of any animal to allow such animal to run at large at any time, either upon any of the streets, alleys or public grounds in the Borough of Curwensville or upon the property of other than the owner, custodian or keeper of such animal, unless accompanied by or under the immediate control of such owner, custodian or keeper.

§ 31-3. SEIZURE AND IMPOUNDMENT.

It shall be the duty of any police officer and/or Animal Control Officer of the borough who witnesses any animal running at large in conflict with the provisions of § 31-2 of this chapter or who receives information of any animal so running at large to seize such animal and 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 animal in the manner prescribed by law, and such animal may be redeemed by the owner thereof within the time specified by law, upon payment of the charges incurred by reason of such detention. The rates of such charges shall be determined from time to time by the Borough Council.

§ 31-4. ANIMAL POUND; ANIMAL CONTROL OFFICER.

The Borough Council is hereby authorized, empowered and directed to establish a pound at such place within the limits of the borough and to employ an Animal Control Officer, who shall cause to be impounded in said pound all animals that may at any time be found at large in the Borough of Curwensville. The Animal Control Officer shall take charge of said pound and apprehend and impound all animals liable to be impounded. The compensation of said Animal Control Officer shall be as provided for in the Annual Salary Ordinance and/or resolution of the borough.

§ 31-5. VIOLATIONS AND PENALTIES.

Any person who shall violate any provisions of this chapter shall, upon conviction thereof, be punishable by a fine of not more than three hundred dollars (\$300.) and costs of such proceedings or, upon default in payment of such fine and costs, by imprisonment in the county jail for a term of not more than thirty (30) days. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of the violation may be punished as provided above for each separate offense.

§ 31-6. NUISANCES BY ANIMALS.

No person, agency or institution owning, harboring, keeping or in charge of, temporarily or otherwise, any animal or animals shall cause, suffer or allow such animal or animals to soil, defile, defecate upon or commit any nuisance upon any public or private property whatsoever, except with the express authority or permission of the owner of said property. The restriction in this section shall not apply to the portion of the street lying between the curb lines or the curb line and the sidewalk, which may be used to curb such animals under the following conditions:

- A. No animals shall be allowed to be unattended within the borough, and every such animal shall be restrained by a leash or other appropriate device which, for the purpose of this chapter, shall be called "curbing."
- B. Any party who so curbs an animal shall immediately remove and dispose of all such feces deposited by such animal by any sanitary method so as to prevent unsightly disposal or smell or interference with the health, safety and welfare of the borough.

§ 31-7. NOISE BY ANIMALS.

It shall be unlawful for the owner, custodian or keeper of any animal confined to that person's premises to allow such animal to make any loud or harsh noises or disturbance which interferes with or deprives the peace, quiet, rest or sleep of any person within the Borough of Curwensville.

§ 31-8. DESTRUCTION OF PROPERTY.

It shall be unlawful for the owner, custodian or keeper of any animal to allow such animal under his or her control to destroy or damage the property of another.

§ 31-9. CONSTRUCTION OF PROVISIONS.

This chapter shall not provide an exclusive remedy, nor shall the provisions hereof be a bar to proceedings under or actions to enforce any statute then in force.