

MUNICIPAL ORDINANCE
THE BOROUGH OF FERNDALE
COUNTY OF CAMBRIA
STATE OF PENNSYLVANIA
ORDINANCE NO. 449

AN ORDINANCE OF THE COUNCILMEMBERS OF THE BOROUGH OF FERNDALE, CAMBRIA COUNTY, PENNSYLVANIA, REGULATING THE OWNING OF DOGS AND OTHER ANIMALS

Be it ordained by the Councilmembers of the Borough of Ferndale, Cambria County, Pennsylvania, and it is hereby ordained and enacted by the authority of the same as follows:

ARTICLE I - Running at Large Prohibited

It shall be unlawful for the owner or keeper of any dog or other animal to permit such dog or other animal to run at large, either upon the public streets or highways of the Borough of Ferndale or upon the property of other than the owner of such dog or other animal.

ARTICLE II - Injuring People Prohibited

It shall be unlawful for the owner or keeper of any dog or other animal to permit such dog or other animal to injure any person by biting, jumping upon, knocking down or attacking such person.

ARTICLE III - Nuisances

It shall be unlawful for the owner, handler, custodian or keeper of any dog or other animal to suffer or permit any of the following nuisances:

A. Maintenance of the dog or other animal pen or area in which the dog or other animal is kept in an unsanitary condition with offensive, obnoxious or foul odors.

B. Barking, howling, yelping or otherwise making noise continuously in excess of fifteen (15) minutes or intermittently in excess of thirty (30) minutes so that such barking can be heard by persons outside of the property of the owner, handler, custodian or keeper of the dogs or other animals; provided, however, that noise from a dog or other animal due to someone threatening to or trespassing upon the property upon which the dog or other animal is located or caused by teasing or mistreatment of the dog or other animal by someone other than the owner, handler, custodian or keeper of the dog or other animal shall not be considered a violation of this section.

C. The soiling, defiling, defecating or other similar activities by the dog or other animal upon public property or

property of a person other than the owner, handler, custodian or keeper of the dog or other animal without the permission of such person. In the event that the dog or other animal does soil, defile or defecate upon public property or property of a person other than the owner, handler, custodian or keeper of the dog or other animal without the permission of such person, he or she shall be obligated to remove the offending items at the time of the violation and dispose of said items in a proper and sanitary method.

ARTICLE IV - Violations and Penalties


Any person, firm, partnership, association or corporation or the members of such firm, partnership or associations or the officers of such corporation who shall violate any provision of this Article shall upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300) for each violation or to a term of imprisonment for a term not to exceed thirty (30) days. Each day that a violation continues shall constitute a separate violation. Any property owner aggrieved by the violation of this Article shall be permitted to file a complaint in his or her own behalf before the appropriate authority.

ARTICLE V - Construal of Provisions

Nothing in this Article shall be construed to affect any suit or proceeding pending in any court or any rights acquired or liability incurred or any permanent issue or any cause or causes of action existing under any other Ordinance or provision of law.

ORDAINED AND ENACTED this 10th day of JULY, 1995.

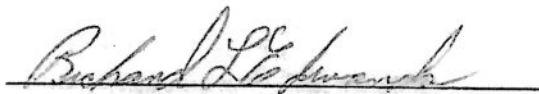
BOROUGH OF FERNDALE


PRESIDENT, FERNDALE COUNCIL

ATTEST:


SECRETARY

APPROVED THIS 10th DAY OF
JULY, 1995.


MAYOR, FERNDALE BOROUGH