

CHAPTER 2

ANIMALS

PART 1

ANIMALS AT LARGE

A. [Reserved]

B. Farm Animals at Large

- §2-111. Intent and Purpose
- §2-112. Fines and Penalties for Violation

PART 2

ANIMAL CONTROL

- §2-201. Maximum Number of Domestic Pets Per Household
- §2-202. Time Limits for Compliance by Present Residents
- §2-203. Unlawful to Allow Dogs to Run at Large
- §2-204. Noise
- §2-205. Location of Animal Shelter Facilities
- §2-206. Nuisances; Responsibility for Clean-up
- §2-207. Penalty for Violation

PART 1
ANIMALS AT LARGE

A. [Reserved].

B. Farm Animals at Large.

§2-111. Intent and Purpose.

From and after the enactment of this Part 1B, it shall be unlawful to house or have running at large any cow, horse, mule, sheep, goat, cattle, livestock or poultry within the Borough of East McKeesport.

(Ord. 730, 11/8/1990, §I)

§2-112. Fines and Penalties for Violation.

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 \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(Ord. 730, 11/8/1990, §II; as amended by Ord. 828, 6/12/2003, §1)

PART 2
ANIMAL CONTROL

§2-201. Maximum Number of Domestic Pets Per Household.

The maximum number of household pets that may be kept at any household in the Borough of East McKeesport is five. Said household pets shall include cats and dogs and any combination thereof. Domestic pets less than 6 months old shall not be subject to the terms and provisions of this Part.

(Ord. 892, 9/8/2011, §1)

§2-202. Time Limits for Compliance by Present Residents.

Those residents of the Borough of East McKeesport at the time of enactment of this Part who keep more than five household pets shall be accorded 30 days to reduce the number of household pets kept by them in order to comply with the terms of this Part. Upon appropriate application to the Borough Council of the Borough of East McKeesport, an additional 30 days to come into compliance with the terms of this Part may be granted.

(Ord. 892, 9/8/2011, §2)

§2-203. Unlawful to Allow Dogs to Run at Large.

1. 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 East McKeesport.
2. Any police officer or constable may seize any dog found at large in the Borough of East McKeesport. Such dogs are to be impounded in a licensed kennel.
3. The Chief of Police and/or Constable shall notify the owner of a licensed dog by registered or certified mail with return receipt that the dog is impounded and will be disposed of in 5 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 §302 of the Dog Law, 3 P.S. §459-302.
4. Unlicensed dogs that are seized shall be held in such kennel for 48 hours and if not claimed may be destroyed in accordance with §302 of the Dog Law, 3 P.S. §459-303.
5. A dog determined to be dangerous under §502-A of the Dog Law, 3 P.S. §459-502-A, shall be restrained or otherwise kept in accordance with Article VI-A of the Dog Law, 3 P.S. §459-501-A *et seq.*
 - A. Dogs may be killed only in accordance with the requirements of §501 of the Dog

ANIMALS

Law, 3 P.S. §459-501, and otherwise said dogs must be detained and delivered to the police or said dog warden while detained, said dog must be treated in a humane manner.

6. The first two times a dog is seized, the owner shall pay a fine of \$25 to the Borough of East McKeesport as well as reasonable fees for keeping the animal in a kennel in an amount as established from time to time as a resolution of the Borough of East McKeesport.
 - A. Any person allowing a dog to run at large a third time in violation of this Part, upon conviction thereof, shall be subject to the penalties as outlined at §2-207.

(*Ord. 892, 9/8/2011, §3*)

§2-204. Noise.

It shall be unlawful to own, harbor or keep in custody any animal which disturbs the peace by barking, howling or making other loud noises to the annoyance and discomfort of any person in East McKeesport Borough. Continual barking, howling or the making of other loud noises by such animal for more than any ½ hour time period between 8 a.m. to 8 p.m. or continual barking, howling or the making of other loud noises for more than 15 minutes after 8 p.m. or before 8 a.m. on weekdays or after 8 p.m. or before 9 a.m. on weekends and holidays, which periods occur on 2 or more consecutive days or nights and/or which occurs 3 or more nights in any 7-day period, shall be deemed to disturb the peace and to cause the annoyance and discomfort of persons in East McKeesport Borough.

- A. Any Borough resident may request the Borough Police Department to warn any person who shall own, harbor or keep in custody any animal which disturbs the peace by barking, howling or making other loud noises to the annoyance and discomfort of persons in East McKeesport Borough.
- B. Any such requests, whether in writing or by phone, shall identify and specify the residents of the owner, keeper or custodian of the animal and shall identify and specify the residence of the person making the request. Upon receipt of such request, the Borough Police Chief or his designated agent's shall investigate and issue a warning about compliance with this Part to the person identified as the owner, keeper, or custodian of the animal.
- C. Sworn testimony of the complainants from two separate households, not related by blood or marriage, may be considered adequate and sufficient evidence of violation of this Part and the prosecution of the person or persons identified as the owner, keeper or custodian of the animal by East McKeesport Borough.
- D. The violation of this Part shall be deemed to have occurred after delivery of the first warning and upon a second or subsequent violation of this Section and shall be subject to the penalties as indicated at §2-207.

(Ord. 892, 9/8/2011, §4)

§2-205. Location of Animal Shelter Facilities.

The outdoor facilities where animals are quartered must be located at least 25 feet from any neighboring residential structure or have one-half the distance from the outdoor facility and residential structure, whichever is greater, so as not to be offensive to the neighboring residence.

(Ord. 892, 9/8/2011, §5)

§2-206. Nuisances; Responsibility for Clean-up.

No person owning, harboring keeping or in charge of any animal shall cause, suffer or allow any such animal to soil, defile, defecate on or commit any nuisance on any common thoroughfare, sidewalk, passage way, bypass, play area, park or any place where people congregate or walk or on any public property, whatsoever, where people walk, nor on any private property without permission of the owner of said property. The restriction in this Section shall not apply to that portion of the street line between the curb line and sidewalk which shall be used to curb such animal under the following conditions:

- A. The person who so curbs such animal shall immediately remove all feces deposited by such animal by any sanitary method approved by the Board of Health of Allegheny County.
- B. Any person who allows animal to defecate on his property shall immediately remove all feces deposited by such animal by any sanitary method approved by the Board of Health of Allegheny County.
- C. The feces removed from the aforementioned designated area shall be disposed of by the person owning, harboring and keeping or in charge of any animal curbed in accordance with the provisions of this Part in a sanitary manner approved by the Board of Health of the County of Allegheny.

(Ord. 892, 9/8/2011, §6)

§2-207. Penalty for Violation.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to pay a fine of not more than \$500 plus costs and, the payment of said cost, to a term of imprisonment not to exceed 30 days. Each day of the violation of this Part continues shall constitute a separate offense.

(Ord. 892, 9/8/2011, §7)

