

ORDINANCE NO. 196 – 2012

AN ORDINANCE PROHIBITING THE DEFECATION BY ANIMALS UPON PUBLIC AND PRIVATE PROPERTY AND DESIGNATING SUCH DEFECATION AS BEING A NUISANCE, PROHIBITING NOISE DISTURBANCE OF ANIMALS AND DESIGNATING SUCH NOISE DISTURBANCE AS A NUISANCE, IMPOSING A DUTY UPON OWNERS OF ANIMALS TO DISPOSE OF ANIMAL FECES, EXEMPTING DOGS ACCOMPANYING BLIND OR HANDICAPPED PERSONS, AND FIXING A FINE FOR VIOLATION HEREOF.

It is hereby ordained and enacted by the Supervisors of Pymatuning Township as follows:

SECTION ONE. Any animal which scratches, digs or defecates upon any lawn, tree, shrub, plant, building or any other public or private property, other than the property of the owner or person in charge or control of such animal, is hereby declared to be a nuisance.

SECTION TWO. No person, having possession, custody or control of any animals, shall knowingly or negligently permit any dog or other animal to commit any nuisance upon any gutter, street, driveway, curb or sidewalk in the Township, 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, 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.

SECTION THREE. Any person having possession, custody or control of any dog or other animal which commits a nuisance in any area other than the private property of the owner of such dog or other animal, as prohibited in Section Two, shall be required to immediately remove the said feces from such surface and carry the feces in a non-leaking container.

SECTION FOUR. It shall be illegal within the Township of Pymatuning for any person or persons to own, possess, harbor, or control any dog or animal which makes any noise continuously and/or incessantly for a period of fifteen minutes or makes such noise intermittently for thirty minutes or more to the disturbance of any person any time of the day or night, regardless of whether the animal or dog is physically situated in or upon private property, said noise being a nuisance, provided, that at the time the animal or dog is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal or dog is situated, nor is there any legitimate cause which justifiably provoked the animal or dog.

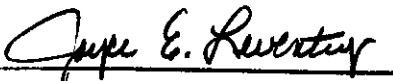
SECTION FIVE. The provisions of Sections One, Two, and Three shall not apply to a guide dog accompanying any blind persons, or to a dog used to assist any other physically handicapped person.

SECTION SIX. Any owner, person, firm, association or corporation who shall violate any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not less than one hundred dollars (\$100.00) nor more than one thousand dollars (\$1,000.00), or to imprisonment for a term not less than five days nor more than ninety days.

SECTION SEVEN. All ordinances and regulations inconsistent herewith are hereby repealed. Enacted and ordained this 12th day of July, 2012.


PYMATUNING TOWNSHIP SUPERVISORS


ATTEST:



Joyce E. Leventry
Secretary/Treasurer


Richard F. Whitten, Chairman


James F. Rowe


Philip P. Steele