

BOROUGH OF WEST EASTON
ORDINANCE NO. 577

AN ORDINANCE OF THE BOROUGH OF WEST EASTON REGULATING THE KEEPING OF CERTAIN ANIMALS INCLUDING HOUSEHOLD PETS AND PRESCRIBING DEFINITIONS AND PENALTIES FOR VIOLATION.

The Council of the Borough of West Easton, Pennsylvania hereby ordains as follows:

Section 1. Definitions. As used in this ordinance the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

ANIMAL - Any domestic animal, wild animal or any household pet.

DOMESTIC ANIMAL - any animal normally or ordinarily domesticated or raised in this area and climate as livestock or for work or breeding purposes, or normally or ordinarily kept as a household pet.

HOUSEHOLD PET - any dog, cat, bird or other domestic animal normally and ordinarily kept in or permitted to be at large in the dwelling of its owner.

LARGE ANIMAL - any wild or domestic animal of the bovine, equine or sheep family.

SMALL ANIMAL - any wild or domestic animal such as a rabbit, hare, guinea pig, rat, mouse or chinchilla; and any wild or domestic fowl such as a chicken, turkey, goose, duck or pigeon (except homing pigeons).

WILD ANIMAL - any animal, including bird, fowl or reptile, not normally or ordinarily domesticated; not normally or ordinarily raised in this area and climate as livestock or for work or breeding purposes; or not capable of being kept as a household pet.

PERSON - any person, firm, partnership, association or corporation.

In this ordinance, the singular shall include the plural, the plural shall include the singular and the masculine shall include the feminine.

Section 2. Certain Animals Prohibited. It shall be unlawful for any person to keep any pigs, hogs or swine at any place within the Borough of West Easton.

Section 3. Keeping of Animals Regulated. It shall be unlawful for any person to keep any domestic animals, with the exception of household pets, except as provided in this section:

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1. Large animals shall be confined in quarters no part of which shall be closer than one hundred feet (100') from the exterior limits of any dwelling or of any property line.

2. Small animals shall be kept confined in quarters no part of which shall be closer than twenty-five feet (25') from the exterior limits of any dwelling or of any property line.

3. The keeper of every such animal shall confine the same in an enclosure sufficient to prevent such animal from running at large, and such enclosure shall be of a size and construction conducive to the animal's health, and adequate sanitary drainage facilities shall be provided.

4. Every keeper of any animal shall cause the litter and droppings therefrom to be collected daily in a container or receptacle that when closed shall be rat-proof and fly-tight, and after every such collection shall cause such container or receptacle to be kept closed. At least twice a week, every such keeper shall cause all litter and droppings so collected to be disposed of in such manner as not to permit the presence of fly larvae.

5. Every keeper of any animal shall cause all feed provided therefor to be stored and kept in a rat-proof and fly-tight building, box, container or receptacle.

Section 4. Household Pets. It shall be unlawful for any person to keep any household pet, except as provided in this section:

1. Household pets may be kept in any dwelling and place of business or any building used or occupied as a dwelling or as a place of business. The keeper of any such pet shall be required to follow such procedures and practices, as to the number of such pets to be kept there, and as to sanitation, to insure that no public or common nuisance shall be created or maintained and that no threat to the health of persons shall be created or maintained.

2. If any such pet shall be kept in an enclosure outside such dwelling or place of business, the provisions of section 3 of this ordinance, insofar as the same applies to small animals, shall be applicable to the keeping of such household pet.

Section 5. Violation of State Law. Any violation of this ordinance that would also violate any state law shall be prosecuted under that state law and not under this ordinance.

Section 6. Penalties. Any person who shall violate any provision of this ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than three

