

TOWNSHIP ORDINANCE NO. 1 - 1995

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF CENTER TOWNSHIP, PROHIBITING THE KEEPING OF ANIMALS MAKING DISTURBING NOISES, CONTROLLING ANIMAL DEFECATION ON PUBLIC PROPERTY, OR OTHER PERSON'S PROPERTY, AND PRESCRIBING PENALTIES FOR VIOLATION AND MAKING EXCEPTIONS THERETO.

BE IT ORDAINED and ENACTED by the Board of Supervisors of Center Township, Greene County, Pennsylvania, as follows:

SECTION 1: INTENT AND PURPOSE. The Board of Supervisors of Center Township, Greene County, Pennsylvania, finding that excessive levels of sound are detrimental to the physical, mental and social well-being of the people as well as to their comfort, living conditions, general welfare and safety and being therefore a public health and welfare hazard, hereby declares it to be necessary to provide for the greater control and more effective regulation of excessive sound and the sources of excessive sound within the Township.

SECTION 2: NOISE DISTURBANCE. It shall be illegal within the Township for any person or persons to own, possess, harbor, or control any animal or bird which makes any noise continuously and/or incessantly for a period of ten minutes or makes such noise intermittently for one-half hour or more to the disturbance of any person any time of the day or night regardless of whether the animal or bird is physically situated in or upon private property, said noise being a nuisance; provided, that at the time the animal or bird is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal or bird is situated nor is there any other legitimate cause which justifiably provoked the animal



or bird.

SECTION 3: ANIMAL DEFECATION ON PUBLIC AND PRIVATE PROPERTY

RESTRICTED. No person, having possession, custody or control of any animal, shall knowingly or negligently permit any dog or other animal to commit any nuisance, i.e. defecation or urination, upon any gutter, street, driveway, alley, 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, alleys, 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 4: DISPOSAL OF ANIMAL FECES. Any person having possession, custody or control of any dog or other animal which commits a nuisance, i.e. defecation or urination, in any area other than the private property of the owner of such dog or other animal, as prohibited in Section 1 shall be required to immediately remove any feces from such surface and either:

1. Carry same away for disposal in a toilet.
2. Place same in a nonleaking container for deposit in a trash or litter receptacle.

SECTION 5: DOGS ACCOMPANYING BLIND OR HANDICAPPED PERSONS EXEMPTED.

The provisions of Sections 1 and 2 hereof shall not apply to a guide dog accompanying any blind persons, or to a dog used to assist any other physically handicapped person.

SECTION 6: EXCEPTIONS. This ordinance shall not be deemed to



prohibit or otherwise declare unlawful any agricultural operations protected from nuisance suits by Act No. 1982-133, Protection of Agricultural Operations From Nuisance Suits and Ordinances 3 P.S. §951, et seq.

SECTION 7: PENALTIES. Any person, firm or corporation who shall violate any provision of this ordinance, shall, upon conviction thereof, be sentenced to pay a fine of not more than Six Hundred and no/100 (\$600.00) Dollars, and in default of payment, to imprisonment for a term not to exceed thirty (30) days.

SECTION 8: REPEALER. All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed. The following ordinances or parts thereof are specifically repealed:

SECTION 9: SEVERABILITY. If any sentence, clause, section, or part of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this ordinance. It is hereby declared as the intent of the Board of Supervisors that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

SECTION 10: EFFECTIVE DATE. This ordinance shall become effective on July 13, 1995.

ENACTED and ORDAINED into an Ordinance this 13th day of July,



1995, by the Board of Supervisors of Center Township, Greene County,  
Pennsylvania.

CENTER TOWNSHIP  
BOARD OF SUPERVISORS

BY: Donald W. Jarvis  
Donald W. Jarvis

Rodney T. Bristor  
Rodney T. Bristor

ATTEST:

N. Dawn Horr  
N. Dawn Horr, Secretary

Ronald R. Whipkey  
Ronald R. Whipkey

