

Chapter 2

ANIMALS

Part 1

KEEPING OF CERTAIN ANIMALS INCLUDING HOUSEHOLD PETS

§ 2-101. Definitions. [Ord. 1993-3, 7/21/1993, § 1]

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

ANIMAL — Any domestic and fowl, any 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 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.

PERSON — Any person, firm partnership, association or corporation.

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

WILD ANIMAL — Any animal, including 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.

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

§ 2-102. Certain Animals Prohibited. [Ord. 1993-3, 7/21/1993, § 2]

It shall be unlawful for any person to keep any pigs, hogs or swine at any place in Sandy Township except those places situated in a Residential Agriculture Zone.

§ 2-103. Keeping of Animals Regulated. [Ord. 1993-3, 7/21/1993, § 3]

1. It shall be unlawful for any person to keep any domestic animals, except household pets, except as provided in this Section:
 - A. Large animals shall be confined in quarters no part of which shall be closer than 100 feet from the exterior limits of any dwelling or of any property line.
 - B. Small animals shall be kept confined in quarters no part of which shall be closer than 25 feet from the exterior limits of any dwelling or of any property line.

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

§ 2-104. Household Pets. [Ord. 1993-3, 7/21/1993, § 4]

- 1. It shall be unlawful for any person to keep any household pet, except as provided in this Section:
 - A. If any such pet shall be kept in a dwelling owned or occupied by its owner, such owner 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 ensure that no public nuisance shall be created or maintained and no threat to the health of the persons living elsewhere than in such dwelling shall be created. The maximum number of household pets is established at five, except that no limit is established in the Residential Agriculture Zones.
 - B. If any such pet shall be kept in an enclosure outside such dwelling, the provisions of § 2-103 of this Part, in so far as the same applies to small animals, shall be applicable to the keeping of such household pet.

§ 2-105. Violation of State Law. [Ord. 1993-3, 7/21/1993, § 5]

Any violation of this Part that would also violate any State law shall be prosecuted under that State law and not under this Part.

§ 2-106. Penalties. [Ord. 1993-3, 7/21/1993, § 6; as amended by Ord. 1996-6, 8/21/1996, § 1; by Ord. 1997-2, 4/2/1997, § 1; and by Ord. No. 2005-7, 12/19/2005]

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall 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 90 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.

Part 2
KEEPING OF ANIMALS MAKING DISTURBING NOISES

§ 2-201. Intent and Purpose. [Ord. 1993-6, 7/21/1993, § 1]

The Supervisors of Sandy Township find 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 declare it to be necessary to provide for the greater control and more effective regulation of excessive sound and the sources of excessive sounds within Sandy Township.

§ 2-202. Noise Disturbance. [Ord. 1993-6, 7/21/1993, § 2]

It shall be illegal within Sandy Township for any person or persons to own, possess, harbor or control any animal (which said term is hereby defined so as not to include birds) which makes noise continuously and/or incessantly for a period of 10 minutes or makes such noise intermittently for 1/2 hour or more to the disturbance of any person any time of day or night regardless of whether the animal is physically situated in or upon private property, said noise being a nuisance; provided, that at the time the animal is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal is situated nor is there any other legitimate cause which justifiably provoked the animal.

§ 2-203. Exceptions. [Ord. 1993-6, 7/21/1993, § 3]

This Part shall not be deemed to prohibit or otherwise declare unlawful any agricultural operations protected from nuisance suits by Act. No. 1982-133.

§ 2-204. Penalties. [Ord. 1993-6, 7/21/1993, § 4; as amended by Ord. 1996-6, 8/21/1996, § 1; by Ord. 1997-2, 4/2/1997, § 1; and by Ord. No. 2005-7, 12/19/2005]

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall 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 90 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.