

Chapter 2

Animals

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Part 1**Domestic Pets****§2-101. Maximum Number of Domestic Pets Per Household.**

The maximum number of household pets that may be kept in any household in the Borough of Glassport is four. 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. 908, 9/13/1994, §2*)

§2-102. Time Limit for Compliance by Present Residents.

Those residents of the Borough of Glassport at the time of passage of this Part who keep more than four 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 Glassport, an additional 30 days to come into compliance with the terms of this Part may be granted.

(*Ord. 908, 9/13/1994, §3*)

§2-103. 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 \$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 shall constitute a separate offense.

(*Ord. 908, 9/13/1994, §4; as amended by Ord. 1077, 5/23/2006*)

Part 2**Dogs Running at Large and Dangerous Dogs****§2-201. Definitions.**

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

Dangerous dogs - requirement that dangerous dog determination under Dog Law, 3 P.S. §459-101 *et seq.*, be made upon evidence of dog's "history or propensity to attack without provocation based upon an incident" in which dog inflicted severe injury or attacked without provocation. Does not refer to an isolated incident but rather to continued pattern of behavior, as chronological record of significant events, "history" implies successive occurrences, as does "propensity," defined in dictionary as "an often intense natural inclination or preference," with "often" implying more than one event, and, thus, "an incident" cannot alone establish dog's history or propensity to attack but refers merely to event which gives rise to complaint.

Owner - when applied to the proprietorship of a dog, includes every person having a right of property in such dog, and every person who keeps or harbors such dog or has it in his care, and every person who permits such dog to remain on or about any premises occupied by him.

Running at large - being upon any public highway, street, alley, park or any other public land, or upon property of another person other than the owner, and not being accompanied by or under the control of the owner or any other person having custody of said dog.

(*Ord. 1043, -/2003, §1*)

§2-202. Appointment and Duties of Dog Warden.

A Dog Warden shall be appointed by the Council of the Borough of Glassport to serve during its pleasure. Such Dog Warden, along with the Borough of Glassport Police Department, shall have concurrent responsibility for the enforcement of this Part and of the Dog Law, 3 P.S. §459-101 *et seq.*; provided, that he shall not have the power to make arrests under this Act of Assembly or any other Act of Assembly or ordinance of the Borough of Glassport.

(*Ord. 1043, -/2003, §2*)

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

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 Glassport.

(*Ord. 1043, -/2003, §3*)

§2-204. Seizing of Dogs.

The Dog Warden or any police officer or constable may seize any dog found at large in the Borough of Glassport. Such dogs are to be impounded in a licensed kennel.

(*Ord. 1043, -/-/2003, §4*)

§2-205. Licensed Dogs.

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.

(*Ord. 1043, -/-/2003, §5*)

§2-206. Unlicensed Dogs.

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.

(*Ord. 1043, -/-/2003, §6*)

§2-207. Dangerous Dogs.

1. A dog determined to be dangerous under §502-A of the Dog Law, 3 P.S. §459-502A, shall be restrained or otherwise kept in accordance with Article VI-A of the Dog Law, 3 P.S. §459-501A *et seq.*

2. Dogs may be killed only in accordance with the requirements of §501 of the Dog Law, 3 P.S. §459-501, and otherwise, said dogs must be detained and delivered to the police or a State dog warden. While detained, said dog must be treated in a humane manner.

(*Ord. 1043, -/-/2003, §7*)

§2-208. Penalties.

1. The first two times a dog is seized, the owner shall pay a fine of \$15 to the Borough of Glassport as well as reasonable fees for keeping the animal in a kennel in an amount as established from time to time by resolution of the Borough of Glassport.

2. Any person allowing a person to run at large a third time in violation of this Part, upon conviction thereof, 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 30 days. Each day that a violation of this Part continues shall constitute a separate offense. [*Ord. 1077*]

(*Ord. 1043, -/-/2003, §8; as amended by Ord. 1077, 5/23/2006*)