

**OFFICIAL
BOROUGH OF WHITE OAK
ALLEGHENY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 3995

**AN ORDINANCE OF THE BOROUGH OF WHITE OAK AMENDING ARTICLE 705 –
ANIMALS, OF THE CODIFIED ORDINANCES OF WHITE OAK, RESTRICTING THE
MAINTENANCE OF ANIMALS WITHIN THE BOROUGH.**

WHEREAS, the Borough of White Oak has found it necessary to regulate the maintenance of exotic and farm animals by residents in the Borough of White Oak; and

WHEREAS, the Borough of White Oak has found it necessary to adopt the within ordinance to insure the health and safety of all Borough residents.

NOW, THEREFORE, Council of the Borough of White Oak in meeting assembled does hereby ordain and enact as follows:

Section 1. DEFINITIONS

Animal – any domestic animal or fowl, wild animal, equine animal, exotic animal, zoo animal or household pet.

At Large – any dog, cat or other animal, as defined by this Ordinance, when it is off the property of its owner and is upon any public highway, street, alley, park or any other public land or upon the property of another person other than its owner's and not restrained by the owner, keeper or other competent person.

Cat – any member of the feline genus.

Dog – any member of the canine genus.

Domestic Animal – any animal as hereinafter defined as a household pet or a small animal.

Domestic Fowl – means any avis raised for food, hobby or sport.

Equine Animal – means any member of the Equidate family, which includes horses, donkeys, mules, ponies and zebras.

Exotic Animal – means lions, tigers, bears, larger poisonous snakes, alligators, crocodiles, and similar animals.

Farm Animal – Any animal, including domestic bovine, equine, sheep, hogs or fowl.

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.

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

Person – any person, firm, partnership, association, or corporation.

Pet – any dog, cat or other domesticated animal kept primarily for pleasure rather than utility.

Restrain or Restrained – when a domestic animal or household pet is controlled by leash or chain not exceeding sixteen (16) feet in length. Small animals, shall be contained within a secured cage or pen at all times, including properties enclosed by fencing.

Running at Large – means 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 the animal.

Small Animal – any domestic animal such as a rabbit, hare, guinea pig, rat, mouse, or chinchilla; and any domestic fowl such as a parrots or parakeets.

Wild Animal – any animal, bird, fowl, or reptile not normally or ordinarily domesticated, such as a snake or alligator; not normally or ordinarily raised in this area and climate as livestock or for work or breeding purposes, such as a snake or alligator; or not normally or ordinarily kept as a household pet, such as a snake or alligator.

Section 2. Wild Animals Prohibited.

It shall be unlawful for any person to keep any wild animal at any place within the Borough, except where the same shall otherwise be permitted in a park, zoological garden, or similar establishment for exhibit to the public or to any portion thereof.

Section 3. Exotic Animals Prohibited.

It shall be unlawful for any person to keep any exotic animal at any place within the Borough.

Section 4. Farm Animals Restricted.

- A. It shall be unlawful for Farm Animals to be maintained on a tract of land less than five (5) acres.
- B. All pens and stables shall be located as far from property lines as the shape of the tract of land will permit and in no instance closer than 100 feet to a dwelling used for human habitation, other than the owner's dwelling.
- C. No grazing shall be permitted closer than ten feet to a property line.
- D. Any barnyard fence or electric fence shall not be located less than ten feet from any boundary line.
- E. The property owner is responsible for the removal of litter and droppings in a manner that shall prevent the presence of fly larvae and/or objectionable odors.

Section 5. Running At Large.

No owner shall permit any animal to run at large within the Borough.

Section 6. Penalties.

- A. In addition to any other penalty provided by law, a person convicted of a summary offense under this section shall pay a fine of not less than fifty (\$50.00) nor more than seven hundred fifty dollars (\$750.00) or to imprisonment for not more than ninety (90) days, or both.
- B. The authority imposing sentence upon a conviction for any violation of this ordinance may also order the forfeiture of any animal that continues to be maintained within the Borough in violation of this Ordinance.

Section 7. Repealer.

All ordinances or parts of ordinance which are inconsistent herewith are hereby repealed.


Section 8. Effective Date.

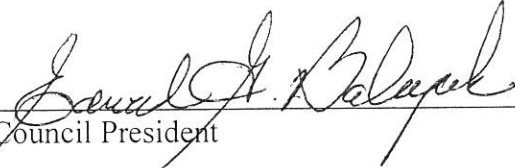
This Ordinance shall be effective upon date of final adoption by Council of the Borough of White Oak.

ORDAINED AND ENACTED THIS 17 DAY OF June, 2013.

ATTEST:

BOROUGH OF WHITE OAK


Borough Secretary


Council President

EXAMINED AND APPROVED THIS 17 DAY OF June, 2013.


Mayor

APPROVED AS TO FORM:


Solicitor