

MONROE TOWNSHIP

CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 2011-4

AN ORDINANCE OF MONROE TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, PROHIBITING DOGS OR OTHER DOMESTIC OR NON-DOMESTICATED ANIMALS FROM RUNNING AT LARGE AND REGULATING THE KEEPING OF SAID ANIMALS; PROVIDING FOR THE PROSECUTION AND PENALTIES FOR VIOLATION.

WHEREAS, the Board of Supervisors of Monroe Township has determined that an Ordinance prohibiting dogs or other domestic or non-domesticated animals from running at large and regulating the keeping of said animals is essential to protect public and private property and to ensure the health and safety of the residents of Monroe Township; and

WHEREAS, the Board of Supervisors of Monroe Township feels that it is in the best interests of Monroe Township to prohibit dogs or other domestic or non-domesticated animals from running at large and to regulate the keep of said animals; and

WHEREAS, this Ordinance and the objections leading to its enactment are authorized by "The Second Class Township Code," Act of May 1, 1933, P.L. 103; No. 69, reenacted and amended November 6, 1996, P.L. 350, No. 60 (53 P.S. Section 65101, et. seq.) it is therefore enacted and ordained by the Board of Supervisors of Monroe Township, Cumberland County, Pennsylvania, as follows:

SECTION 1: PROHIBITION FROM RUNNING AT LARGE

No person having a dog or other domestic or non-domesticated animal in his or her control or custody shall permit such animal to run at large in Monroe Township, upon the public streets or highways, or upon the lands owned and/or controlled by any person or entity other than the lands of the person having the control and custody of such animal.

SECTION 2: REGULATION OF LOUD AND HARSH NOISES

No person who has in his or her control or custody any dog or other domestic or non-domesticated animal shall allow or permit such animal to make loud, harsh noises to the extent that it shall disturb or interfere with the peace, quiet, rest or sleep of other persons.

### SECTION 3: REGULATION OF DEFICATION OR URINATION

No person having the control and custody of any dog or other domestic or non-domesticated animal shall allow such animal to defecate or urinate upon any public street or highway, public sidewalk or walkway or the property owned and/or controlled by any other person or entity.

### SECTION 4: ORDINANCE TO BE CRIMINALLY ENFORCED

Any person who shall violate any of the provisions of this Ordinance shall, upon conviction thereof by a summary proceeding before a magisterial district judge in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, be sentenced to pay a fine of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) for the first offense, and not less than Two Hundred Fifty Dollars (\$250.00) nor more than One Thousand Dollars (\$1,000.00) for every additional offense, plus all court costs, and imprisonment, all pursuant to the applicable provisions of "The Second Class Township Code". Each one (1) day continuance of the violation of the provisions of this Ordinance shall constitute a separate offense and shall be punishable as such.

### SECTION 5: CONTINUATION

The provisions of this Ordinance, so far as they are the same as those of Ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such Ordinances and not as new enactments. Provisions of this Ordinance shall not affect any act done or liability incurred, nor shall they affect any suit or prosecution pending or to be instituted to enforce any right or penalty or to punish any offense under the authority of any Ordinance repealed by this Ordinance.

### SECTION 6: EFFECTIVE DATE

This Ordinance shall become effective in accordance with law.

### SECTION 7: SEVERABILITY

In the event that any provision, section, sentence, clause or part of this Ordinance shall be held to be invalid, such invalidity shall not affect or impair any remaining provision, section, sentence, clause or part of this Ordinance or other Ordinances affected by this Ordinance, it being the intent of Monroe Township that such remainder shall be and shall remain in full force and effect.

SECTION 8: RELATIONSHIP TO OTHER ORDINANCES

All other Ordinances, parts of Ordinances or parts of Resolutions inconsistent herewith shall be and the same expressly are repealed.

ENACTED AND ORDAINED this 13 day of Oct., 2011.

ATTEST:

MONROE TOWNSHIP BOARD  
OF SUPERVISORS

Marjorie E. Metzger

Samuel M. Simmons, III  
Samuel M. Simmons, III, Chairman

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John B. Dwyer, Sr.  
John B. Dwyer, Sr., Vice-Chairman

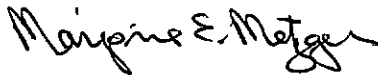
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A.W. Castle, III  
A.W. Castle, III, Member

**CERTIFICATE**

I, the undersigned, Secretary of the Township of Monroe, Cumberland County, Pennsylvania (the "Township"), certify that: the foregoing is a true and correct copy of an Ordinance of the Board of Supervisors of the Township (the "Board"), which duly was enacted by affirmative vote of a majority of the members of the Board at a meeting held on <sup>Oct. 13</sup>, 2011; said Ordinance duly has been recorded in the Ordinance Book of the Township; said Ordinance duly has been published as required by law; and said Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Township, this <sup>13</sup> day of <sup>Oct</sup>, 2011.

  
Secretary