

## **Chapter 2**

### **Animals**

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**Part 1****Control of Animals, Birds and Fowl****§2-101. Conditions for Keeping Rabbits, Pigeons or Fowl.**

No person shall keep any rabbits, fowl or pigeons anywhere in the Borough unless the following conditions are strictly adhered to:

A. There shall be no violation of any provision of the Borough's Zoning Ordinance [Chapter 27].

B. The fowl, rabbits and pigeons shall at all times be confined to the premises of the owner.

(*Ord. 79-4, 3/19/1979, §1*)

**§2-102. Unlawful to Keep Pigs.**

It shall be unlawful for any person to keep any pig anywhere in the Borough.

(*Ord. 79-4, 3/19/1979, §2*)

**§2-103. Conditions for Keeping Certain Livestock.**

It shall be unlawful to keep any horse, sheep, goat, cattle or other domestic livestock, other than pigs, in the Borough, unless the following conditions are strictly adhered to:

A. There shall be no violation of the Borough's Zoning Ordinance [Chapter 27].

B. A barn, stable or similar roofed building shall be provided on the premises for such animals and such building shall be located at least 50 feet from any street and at least 50 feet from any inhabited dwelling. That building shall be kept clean, with all filth accumulating in it to be removed at least once a week and oftener if so ordered by Council.

C. Those animals shall not be permitted to run at large outside the confines of the premises of their owner.

(*Ord. 79-4, 3/19/1979, §3*)

**§2-104. Applicability of Dog Law.**

The Pennsylvania Dog Law, 3 P.S. §459-101 *et seq.*, shall apply to the keeping of dogs in the Borough as well as to their running at large.

(*Ord. 79-4, 3/19/1979, §4*)

**§2-105. Penalty for Violation.**

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not less than \$25 nor 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. 79-4, 3/19/1979, §5; as amended by Ord. 80-2, 7/21/1980; and by A.O.*

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**Part 2****Prohibiting the Keeping of Animals Making Disturbing Noises****§2-201. Intent and Purpose.**

The Borough Council of the Borough of Troy, 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 Borough.

(A.O.)

**§2-202. Noise Disturbance.**

It shall be illegal within the Borough of Troy for any person or person to own, possess, harbor or control any animal or bird which makes any noise continuously and incessantly for a period of 10 minutes or makes such noise intermittently for ½ 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.

(A.O.)

**§2-203. Exceptions.**

This Part shall not be deemed to prohibit or otherwise declare unlawful any agricultural operations protected from nuisance suits by Act No. 1982-133, 3 P.S. §951 *et seq.*

(A.O.)

**§2-204. Penalties.**

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, 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 or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(A.O.)



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**Part 3****Animal Defecation on Public and Private Property****§2-301. Animal Defecation on Public and Private Property Restricted.**

No person having possession, custody or control of any animal shall knowingly or negligently permit any such animal to commit any nuisance, by defecation or urination, upon any gutter, street, driveway, alley, curb or sidewalk in the Borough of Troy, 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.

*(Ord. 06-02, --/2006, §1)*

**§2-302. Disposal of Animal Feces.**

Any person having possession, custody or control of any animal which commits a nuisance, as described in §2-301, in any area other than the private property of the owner of such dog or other animal, as prohibited in §2-301 shall be required to immediately remove any feces from such surface and either:

A. Carry same away for disposal in a toilet.

B. Place same in a non-leaking container for deposit in a trash or litter receptacle.

*(Ord. 06-02, --/2006, §2)*

**§2-303. Dogs Accompanying Blind or Handicapped Persons Exempted.**

The provisions of §§2-301 and 2-302 hereof shall not apply to a guide dog accompanying any blind person, or to a dog used to assist any other physically handicapped person.

*(Ord. 06-02, --/2006, §3)*

**§2-304. Penalties.**

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to 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 or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

*(Ord. 06-02, --/2006, §4, as amended by A.O.)*

