

**WEST CALN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 08-1

AN ORDINANCE PROHIBITING OWNERS, CUSTODIANS AND KEEPERS OF LICENSED DOGS FROM ALLOWING SUCH DOGS TO RUN AT LARGE; PROVIDING FOR THE SEIZURE AND IMPOUNDING OF SUCH DOGS WHEN AT LARGE; REQUIRING THE REIMBURSEMENT OF CHARGES INCURRED BY REASON OF SUCH DETENTION OF DOGS AND PROHIBITING THE HARBORING OF ANIMALS WHICH DISTURB THE PEACE.

The Township of West Caln hereby ordains as follows:

ARTICLE I

Animal Restraint and Control.

§101. Unlawful to Allow Dogs to Run at Large. It shall be unlawful for the owner, custodian or keeper of any dog, bearing the current license tag, to allow such dog to run at large at any time, either upon any of the roads in West Caln Township, or upon the property of another than the owner, custodian or keeper of such dog, unless accompanied by and under the immediate control of such owner, custodian or keeper.

§102. Seizure and Impounding of Dogs Found at Large; Redemption Thereof. It shall be the duty of any police officer and/or animal control agency so designated by the Township of West Caln who witnesses any dog running at large in conflict with the provisions of the first section of this ordinance, or who receives information of any dog so running at large, to seize such dog and to convey it to the place designated by West Caln Township as a pound or to the agency kennels or pound. Notice of such seizure shall be given to the owner of such dog to claim such dog within ten days in the manner prescribed by law, upon payment of detention charges. Detention charges shall be at the rate of \$5.00 per day or part thereof during the detention of the dog for the first violation of this Ordinance and \$35.00 per day or part thereof for subsequent offenses. If after ten days from giving of the notice such dog has not been claimed, said dog shall be disposed of in the manner prescribed by law.

§103. Penalty. Any person who allows any dog to run at large at any time, either upon the roads of West Caln Township or the property of another shall after conviction in summary proceedings pay a fine of not more than \$300 plus the costs of prosecution and/or shall be incarcerated for a period not exceeding 30 days. Each day's continuance of a violation shall constitute a separate offence.

ARTICLE II

Animal Noise.

§201. Disturbance of the Peace.

It shall be unlawful to harbor or keep in custody any animal which disturbs the peace. It shall be unlawful to own, harbor or keep in custody any animal which disturbs the peace by barking, howling or making other loud noise to the annoyance and discomfort of any person in the Township of West Caln Township. Barking, howling or making other loud noises by any animal for more than ten (10) successive minutes shall be deemed to disturb the peace and to cause the annoyance and discomfort of persons in the Township of West Caln.

§202. Penalty.

Any person who harbors or keeps in custody any animal which disturbs the peace after conviction in summary proceedings shall pay a fine of not more than \$300 and the costs of prosecution and/or shall be incarcerated for a period not exceeding 30 days. Each day's continuance of a violation shall constitute a separate offence.

ARTICLE III

Miscellaneous

§301. Severability. If any provision, paragraph, word, section or article of this Ordinance is invalidated by any court of competent jurisdiction, the remaining provision, paragraphs, words, sections and chapters shall not be affected and shall continue in full force and effect and for the purposes of this Section, the provisions of this Ordinance are hereby declared to be severable.

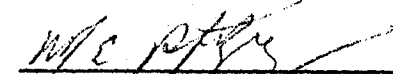
§302. Inconsistent Ordinances. Any past Ordinance and parts of other ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

§303. Conflict with Dog Law. In the event of any conflict of the provisions of this Ordinance with the provisions of the Pennsylvania Dog Law (3 P.S. §459-1-1 et seq) the provisions of such Dog Law shall prevail.

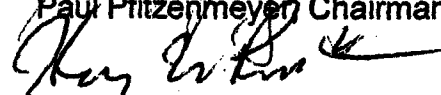
§304. Effective Date. This Ordinance shall be effective five (5) days from the date of enactment.

ENACTED AND ORDAINED this 7TH day of JANUARY, 2008.

WEST CALN TOWNSHIP
BOARD OF SUPERVISORS



Paul Pfitzenmeyer Chairman



Harry W. Price, III Member

Member