

**MANCHESTER TOWNSHIP
YORK COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2009-05

**AN ORDINANCE OF MANCHESTER TOWNSHIP, YORK
COUNTY, PENNSYLVANIA, REGULATING THE KEEPING
OF CERTAIN ANIMALS AND PRESCRIBING THE PENALTY
FOR VIOLATION THEREOF.**

BE IT ENACTED AND ORDAINED by the Supervisors of Manchester Township, York County, Pennsylvania, and it hereby is enacted and ordained by the authority of the same as follows:

SECTION 1: Chapter 2 of the codified ordinances of Manchester Township is hereby amended to add the following Part 2:

PART 2

ANIMAL CONTROL

§2-201 Short Title

This Part shall be known as and may be cited as the "Manchester Township Animal Ordinance."

§2-202 Intent

The intent of this Part is to:

- A. Promote the general peace, health, welfare, and safety of the community.
- B. Encourage the proper safe care and management of animals within the Township.
- C. Minimize danger to public health by setting standards for sanitation and drainage.

§2-203 Definitions

The following words and terms, as used in this Part shall have the meaning hereby respectively ascribed thereto, except where the context clearly indicates a different meaning:

Animal - - any domestic animal or fowl, any wild animal or any household pet.

Domestic Animal - - any equine animal, bovine animal, sheep, goat, and pig.

and no threat to the health of persons living elsewhere than in such dwelling shall be created.

- 2 Any such pet shall be kept confined to its owner's or keeper's property unless on a leash or on the property of another with permission.
- C. It shall be unlawful for any person who keeps any household pet, domestic animal, small animal, or feral domestic cat as provided in Subsection D of this section to allow it to do the following:
- 1 To make any loud or harsh noise or disturbance which shall interfere with or deprive the peace, quiet, rest, or sleep of any person within the Township.
 - 2 To defile, befoul, corrupt, or otherwise desecrate any sidewalk, walkway, other public property or the property of another.
 - 3 On lots of two (2) acres or less, to allow the accumulation of waste so as to cause noxious odors on the property of another.
- D. It shall be unlawful for any person to keep any wild animal; PROVIDED, however, that it shall be lawful for a person to keep a feral domestic cat or cats if that person or another has trapped, neutered and released the cat or cats back into the wild. Such person shall furnish proof of neutering to Manchester Township or its enforcement or police officers.

§2-205 Penalty

Any person who shall violate any provision of this Part shall, for each and every such violation, upon conviction thereof, be sentenced to pay a fine of not less than two hundred fifty dollars (\$250.00) nor more than one thousand dollars (\$1,000.00) and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment for not more than thirty (30) days; provided, however, that each day on which any such violation shall take place shall constitute a separate violation.

§2-206 Jurisdiction

Any violation of this Part that would also violate any state law shall be prosecuted under that state law and not under this Part.

SECTION 2: Validity

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

Household Pet -- any dog, cat or other small animal normally and ordinarily kept in or permitted to be in the dwelling of its owner.

Keep – to feed, house, care for or otherwise assume responsibility for, regardless of ownership..

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

Small Animal -- any animal such as a rabbit, hare, guinea pig, rat, mouse, or chinchilla; and any domestic fowl or bird such as a chicken, turkey, goose, duck, parrot, parakeet, canary or pigeon (except homing pigeons).

Wild Animal -- any mammal other than domestic animal or small animal as defined herein or any household pet as defined herein and any feral animal.

In this ordinance, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine.

§2-204 Applicability

A. It shall be unlawful for any person to keep any domestic animal or small animal, except household pets, except as provided in this section.

- 1 The keeper of every such animal shall confine the same in such a manner sufficient to keep such animal on his or her own property, unless confined, on a leash or on the property of another with permission.
- 2 Any enclosure for an animal shall be maintained in a clean and sanitary condition at all times. Such enclosure shall be of a size conducive to good sanitation practices and adequate and sanitary drainage facilities shall be provided.
- 3 All waste shall be disposed of promptly in a sanitary manner.
4. The keeper of such an animal shall also comply with the provisions of the Manchester Township Zoning Ordinance, Chapter 27 of the Code of Ordinances of Manchester Township.

B. It shall be unlawful for any person to keep any household pet, except as provided in this section:

- 1 If any such pet shall be kept in a dwelling owned or occupied by its owner, such owner shall be required to follow such procedures and practices as to sanitation, to insure that no public nuisance shall be created or maintained

SECTION 3: Repealer

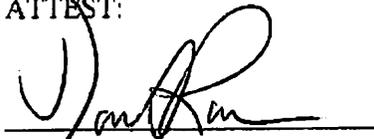
All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: Effective Date

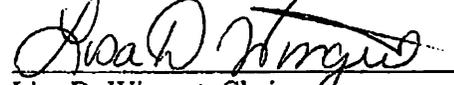
The provisions of this ordinance shall become effective five (5) days after date of enactment as provided by law.

ENACTED AND ORDAINED this 10th day of November, 2009.

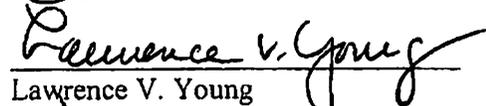
ATTEST:

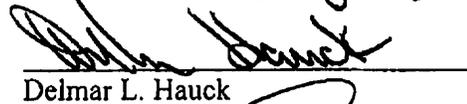

Secretary

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