

ORDINANCE NO. 2024-516

**TOWNSHIP OF CRANBERRY
BUTLER COUNTY, PENNSYLVANIA**

AN ORDINANCE OF THE TOWNSHIP OF CRANBERRY, BUTLER COUNTY, PENNSYLVANIA AMENDING THE CODE OF ORDINANCES, CHAPTER 2, "ANIMALS" BY AMENDING AND ADDING SECTIONS OF THE CODE AND PROVIDING FOR SEVERABILITY AND REPEAL OF PRIOR INCONSISTENT ORDINANCES

WHEREAS, the **BOARD OF SUPERVISORS** desires to revise Chapter 2, "Animals" of the Township Code of Ordinances to revise provisions related to animals other than dogs and cats; and

WHEREAS, the **BOARD OF SUPERVISORS** have reviewed the proposed amendment; and

WHEREAS, the **BOARD OF SUPERVISORS** advertised the intent to adopt on May 23, 2024, as provided by the Cranberry Township Code of Ordinances and the Pennsylvania Second Class Township Code; and

WHEREAS, the **BOARD OF SUPERVISORS** considered adoption of the proposed amendment during a public meeting on May 30, 2024; and

WHEREAS, all ordinances of the Township have been codified and revisions in this document will appear in the paper and electronic Codified form as follows: ~~struck-out~~ for items removed and underlined for items added.

NOW, THEREFORE, in consideration of the foregoing, it is hereby ordained and enacted by the authority of the **BOARD OF SUPERVISORS OF THE TOWNSHIP OF CRANBERRY** that Chapter 2, "Animals" of the Township Code of Ordinances is hereby amended as follows:

SECTION 1. Chapter 2 "Animals", Sections "2-101, 2-102, 2-103, 2-104, and 2-105" are amended/added as follows:

Part 1 ~~**DOGS AND CATS**~~

§ 2-101 **Dog and Cat Restrictions.**

[Ord. 72, 10/25/1973; as amended by Ord. 2005-362, 12/15/2005]

1. An owner or person in control of dog or cat shall not permit the same to run at large.
2. An owner or person in control shall have physical control of the animal when off their property, by means of a leash, lead, cord, chain, or cage, unless a dog/cat is being used to hunt or is in training as permitted by the Pennsylvania game laws, or is specially trained for search and rescue missions. Dogs/cats must be under sufficient control so as to prevent them from entering upon public property or the property of another person without that person's consent.

3. An owner or person in control shall not allow their dog/cat ~~or other animal~~ to bark, howl, cry, whine, or otherwise emit loud noises day or night so as to disturb the peace or quiet of any person, place or neighborhood or family.
4. ~~Animals~~ Dogs/cats shall not be permitted to cause damage or destruction to property of another.
5. ~~Animals~~ Dogs/cats shall not be permitted to commit a nuisance by allowing a dog/cat to secrete any solid waste on the property of another. No violation of this section shall occur if the person in control of the offending animal promptly and voluntarily removes the animal waste.
6. ~~Animals~~ Dogs/cats shall not be permitted to chase or otherwise harass any person off the premises of the owner, in such a manner as to reasonably cause intimidation or to put such person in reasonable apprehension of bodily harm or injury.
7. ~~Animals~~ Dogs/cats shall not be permitted to habitually chase, run alongside of, or bark at motor vehicles or bicycles off the premises of the owner.
8. An owner or person in control shall not enter public or private property where signs prohibit the presence of pets.

§ 2-102 Other Animal (not dogs or cats) Restrictions.

1. An owner or person in control of any animal shall not allow such animal to make any noise continuously and/or incessantly for a period of 10 minutes or make such noise intermittently for 1/2 hour or more that results in the unreasonable disturbance or annoyance of any person during any time of the day or night regardless of whether the animal or bird is physically situated in any structure or in any open area on private property, said noise is hereby declared a nuisance.
2. Roosters are not permitted to be housed on residential properties in the Township.
3. Sections 2-102.1 and 2-102.2 shall not apply to properties that have "Agricultural Operations with "Agricultural Activities" taking place on them and that are 5 acres or more.
4. Animals must be under sufficient control so as to prevent them from entering upon public property or the property of another person without that person's consent.
5. Animals shall not be permitted to cause damage or destruction to property of another.
6. Animals shall not be permitted to commit a nuisance by being allowed to secrete any solid waste on the property of another. No violation of this section shall occur if the person in control of the offending animal promptly and voluntarily removes the animal waste.

7. Animals shall not be permitted to chase or otherwise harass any person off the premises of the owner, in such a manner as to reasonably cause intimidation or to put such person in reasonable apprehension of bodily harm or injury.
8. Animals shall not be permitted to habitually chase, run alongside motor vehicles or bicycles off the premises of the owner.
9. Shelters, coops, enclosures and the like shall be maintained in a safe condition.
10. Sanitary Requirements for Housing of Animals. Any owner of animals shall be required to house the animals at all times under sanitary conditions so that the keeping of animals shall not become a nuisance. The following provisions apply:
 - a. Animal feces that accumulate on any property shall be removed regularly by using an approved sanitary method of double bagging and placed in the trash for collection unless the feces are properly composted.
 - b. Animal feces shall not accumulate to the degree that it becomes a public health nuisance or hazard. In cases where animal feces accumulate on a property, the Township may conduct an investigation, after which the accumulation may be declared a public health hazard or nuisance and the owner shall be ordered to remove and dispose of the accumulated feces in an approved manner. The owner shall be given a period of 48 hours from the date and time of receipt of the order to clean the property and remove the accumulated feces.

§ 2-10~~2~~³ **Enforcement.**

[Ord. 72, 10/25/1973; as amended by Ord. 2005-362, 12/15/2005]

1. Any dog or cat found running at large within the Township of Cranberry shall be taken and impounded in a place provided for that purpose. If the owner is known or the marks or identification can be found on the animal so that the owner can be ascertained, said owner shall be given notice to claim the dog or cat within the time frame specified by the laws of the commonwealth.
2. All animals so taken and seized shall be detained and properly kept and fed, and if claimed by the owner, shall be removed immediately by said person.
3. The owner of a dog or cat so detained and subsequently claimed shall pay all fees and charges as established by the facility contracted by the Township.
4. If the animal is not claimed within the time frame established by the commonwealth, said animal shall be disposed of in a humane manner as specified by the commonwealth or given to such person or persons who desire to care for the same. Such animal may also be sold for expenses.

§ 2-10~~3~~⁴ **Violations and Penalties.**

[Ord. 72, 10/25/1973; as amended by Ord. 81, 8/3/1974; and by Ord. 2005-362, 12/15/2005]

Any person, firm or corporation who shall violate any provision of this part, upon conviction thereof in an action brought before a district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall 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 90 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.

§ 2-105 Definitions.

1. As used in this section, the following terms shall have the meanings indicated:

AGRICULTURAL ACTIVITIES

Activities that include, but not limited to, livestock and poultry raising; field, row and tree crops; forest and tree products; sale of products produced on the premises; and other customary farm structures. Not included are farm-oriented commercial or industrial activities or operations, such as food or livestock processing plants, holding pens, slaughterhouses, or similar uses which handle products not produced on the immediate premises.

AGRICULTURAL OPERATION

An enterprise that is actively engaged in the commercial production and preparation for market of crops, including the growing of medical marijuana, livestock and livestock products and in the production, harvesting, and preparation for market or use of agricultural, agronomic, horticultural, silvicultural, and aquacultural crops and commodities. The term includes any enterprise that implements changes in production practices and procedures or types of crops, livestock, livestock products, or commodities produced consistent with practices and procedures that are normally engaged in by farmers or are consistent with technological development within the agricultural industry.

SECTION 2. Severability.

If any chapter, section, subsection, paragraph, sentence or phrase of this ordinance is for any reason declared invalid by a court of competent jurisdiction, such decision shall not effect the validity of the ordinance as a whole or any section or part thereof other than the section or part thereof so declared to be invalid.

SECTION 3. Repealer.

Any ordinance, chapter, section, subsection, paragraph, sentence or phrase of any ordinance conflicting with the provisions of this ordinance shall and the same is hereby repealed to the extent of such conflict.

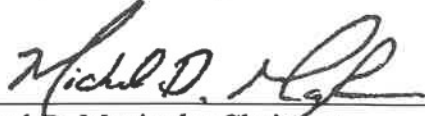
Ordained and enacted this 30th day of May, 2024, by the Board Of Supervisors of the Township of Cranberry.

ATTEST:



Township Manager/Secretary

Board of Supervisors of the
Township of Cranberry



Michael D. Manipole, Chairman
Board of Supervisors

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