

BILL NO. 98- 8

ORDINANCE NO. 98- 8

**AN ORDINANCE OF THE CITY OF JEANNETTE  
REGULATING THE HARBORING OF ANY DOG, CAT OR  
OTHER ANIMAL WITHIN THE CITY OF JEANNETTE  
THAT CONSTITUTE A PUBLIC NUISANCE,  
REGULATING THE ABILITY OF CATS, DOGS OR OTHER  
ANIMALS TO RUN AT LARGE WITHIN THE  
CITY OF JEANNETTE, PROVIDING PENALTIES  
FOR THE VIOLATION THEREOF, AND REPEALING  
ALL ORDINANCES OR PARTS OF ORDINANCES  
INCONSISTENT HEREWITH.**

WHEREAS, the Council of the City of Jeannette has received various complaints from residents of the City of Jeannette as a result of dogs and cats running at large upon public and private property and causing damage thereto; and

WHEREAS, the City of Jeannette is empowered to regulate or prohibit the running or being at large of domestic animals and to enact ordinances to abate nuisances resulting from same; and

WHEREAS, the Council of the City of Jeannette believes it is appropriate to enact an Ordinance prohibiting any dog, cat or other animal in the City of Jeannette to run at large or to prohibit any such animal from creating offensive odors, excessive noise or unsanitary conditions which are a menace to the health, comfort or safety of the public and to declare such actions a public nuisance.

NOW, THEREFORE, it is hereby Ordained and Enacted by the Council of the City of Jeannette as follows:

1. It shall be unlawful and a violation of this Ordinance for the owner of any dog, cat or other animal to allow such dog, cat or other animal to run at large unaccompanied by the owner or keeper of same, either upon the public streets, highways, sidewalks, alleys or other public ways of the City of Jeannette, Westmoreland County, Pennsylvania, or upon private property of another other than the owner of such dog, cat or other animal.

2. Any police officer of the City of Jeannette, or their designated agent, is hereby authorized and empowered to enter upon any premises and enter any building to seize and detain any dog, cat or other animal which has been found running at large unaccompanied by the owner or keeper of same when such Police Officer or their agent is in the immediate pursuit of any such dog, cat or other animal.

3. It shall be unlawful and a violation of this Ordinance for any person to keep or harbor any dog, cat or other animal in the City of Jeannette so as to create offensive odors, excessive noise or unsanitary conditions which are a menace to the health, comfort or safety of the public, or otherwise permit the commission or existence of a nuisance as defined herein.

4. Any dog, cat or other animal, which by frequent and habitual barking, howling, screeching, yelping or baying, or which in any way or manner disturbs the quiet of any person or the community, or which disturbs or endangers the comfort, repose or health of persons, is hereby declared to be a nuisance. No owner or person having custody or control of such animal, nor the keeper of same, shall harbor such animal or permit such nuisance to continue.

5. Any dog, cat or other animal which scratches, digs or defecates upon any lawn, tree, shrub, plant, building or any other public or private property, other than the property of the owner or person in charge or control of the animal, is hereby declared to be a nuisance. No owner or person having custody or control of such animal, or the keeper of same, shall harbor such an animal nor permit the continuance of such a nuisance.

6. No person being the owner, keeper or in charge of or control of any dog, cat or other animal shall permit such animal to engage in that activity referenced in paragraphs 3 and 4 above, nor shall such person permit such animal to engage in the conduct referenced in paragraph 5 above on any school grounds, City park or other public property, or upon any private property other than that of the owner or person in charge or control of the dog, cat or other animal without the permission of the owner of the property. Where the owner or person in charge or control of the animal, or the keeper of such animal, immediately removes all feces deposited by such animal and disposes of same in a sanitary manner, the type of nuisance referenced in paragraph 5 above shall be considered abated.

7. Persons with physical handicaps, defective eyesight or hearing, while relying upon a dog specifically trained for these purposes, shall be exempt from compliance with subsections 5 and 6 hereof.

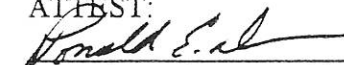
8. Any female dog or cat, or other animal in season, shall be kept properly confined indoors.

9. Any person who violates the terms and provisions of this Ordinance shall be guilty of a Summary Offense, and upon conviction thereof, shall be subject to pay a fine of not less than \$50.00, nor greater than \$300.00, and, in default thereof, shall be sentenced to a period of imprisonment for not more than ten (10) days.

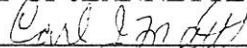
10. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed. This Ordinance is specifically designed to repeal and replace City of Jeannette Ordinance No. 57-20 and Codified Ordinance Section 705 et seq. relating to dogs running at large.

THIS ORDINANCE IS HEREBY ORDAINED AND ENACTED BY THE COUNCIL OF THE CITY OF JEANNETTE AT A PUBLIC MEETING HELD THE 4<sup>th</sup> DAY OF NOVEMBER, 1998 AND SHALL TAKE EFFECT IMMEDIATELY.

ATTEST:

  
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Ronald E. Dinsmore, City Clerk

THE CITY OF JEANNETTE:

  
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Carl J. Matt, Mayor/President of Council