

CODIFIED ORDINANCES OF THE TOWN OF McCANDLESS

PART SEVEN - GENERAL OFFENSES CODE

ARTICLE 701

Animals

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CROSS REFERENCES

Animals running at large - see 3 P.S. §581 et seq.
 Power to regulate - see First Class Twp. Code §1502
 (53 P.S. §56530)

701.01 DEFINITIONS.

Definitions of some of the terms used in this article are as follows:

- (a) "Owner": means any person, group of persons, firm or corporation owning, keeping or harboring a dog or dogs, or other animals.
- (b) "Exposed to rabies" means any dog or other animal whether licensed or vaccinated for rabies protection or not, which has been bitten, been fighting with, or has consorted with an animal known or suspected to have rabies.
- (c) "Approved vaccine". Chick embryo or phenolized tissue rabies vaccine is to be know as "approved" if its manufacture and efficiency is approved by the United States Department of Agriculture or the United States Department of Health, Education and Welfare. "Approved vaccine" also means any other rabies vaccine approved by those agencies.
 (Ord. 637 §1. Passed 11-26-73.)

701.02 REPORTING ANIMAL BITES.

(a) Anyone who treats a person who has received a bite or laceration caused by an animal shall immediately report such injury to the Police Department. The report should give the name, age, sex and address of the patient, date of occurrence, name and address of the animal's owner, if known, along with a description of the animal as to breed, sex, age, color and history of vaccination.

(b) The Police Department or Town authorities shall investigate the biting incident and notify the animal owner, using the quarantine notice provided by the Allegheny County Health Department, that the animal must be quarantined for not less than ten days following the evening of the day of the bite.

(c) Following the investigation of each biting incident, the Police Department or other Town authorities shall send a report to the Allegheny County Health Department of the incident. (Ord. 637 §2. Passed 11-26-73.)

701.03 QUARANTINE OF BITING ANIMAL.

(a) The owner of any dog, cat or other animal which bites any person, regardless of the circumstances or whether the animal is vaccinated for rabies protection or not, shall report the incident to the Police Department and shall confine the animal, either within an enclosure at home, a veterinary hospital or by restraining by a leash composed of a chain or other indestructible material, for a period of not less than ten days following the evening of the day of the bite.

(b) Any such animal which should die during the ten day quarantine period shall not be destroyed. Instead, the head shall be removed and submitted within twelve hours following the animal's death to a qualified official laboratory for examination. A full description of the animal's breed, sex, age, vaccination, if any, owner's name, address and telephone number, and the name, address and telephone number of the person or persons bitten shall be submitted to the laboratory.
(Ord. 637 §3. Passed 11-26-73.)

701.04 DOG VACCINATION.

(a) Dogs to be Vaccinated.

- (1) It shall be unlawful for any person to keep, harbor or own any dog over six months of age within the legal confines of the Town of McCandless unless such dog has been vaccinated against rabies with an approved vaccine, by a veterinarian licensed to practice veterinary medicine.
- (2) Every person keeping, harboring or having any dog over six months of age in the Town shall cause such dog to be vaccinated with approved rabies vaccine by a licensed veterinarian as aforesaid on or before the latest of the following dates:
 - A. One year after vaccination with tissue phenolized vaccine.
 - B. Three years after vaccination with chick embryo vaccine.
 - C. Thirty days after first acquiring such a dog or thirty days after the dog reaches six months of age.
 - D. Thirty days after the effective date of this ordinance.
 - E. Thirty days after bringing such dog into the legal boundaries of McCandless Township.

(b) Re-Vaccination of Dogs.

- (1) Every person keeping, harboring or having a dog within the limits of the Town, which has been vaccinated with an approved chick embryo vaccine, shall cause such dog to be re-vaccinated within a period of not more than thirty-six months after such prior vaccination.

- (2) Every person keeping, harboring or having a dog within the Town, which has been vaccinated with tissue phenolized vaccine, shall cause such dog to be re-vaccinated within a period of not more than twelve months after such prior vaccination.
- (c) Certificate of vaccination. Any veterinarian who vaccinates a dog with approved rabies vaccine shall issue to the owner of such dog a vaccination tag to be worn by such dog at all times and a certificate stating the name and address of the owner, the kind of vaccine used and the name of the manufacturer and manufacturer's serial, or lot number of the vaccine, the date of vaccination, the breed, age, color and sex of the vaccinated dog, and the year and serial number of the vaccination tag. A carbon copy of the certificate shall be kept on file by Town authorities.
- (Ord. 637 Sec. 4. Passed 11-26-73; Ord. 820 Sec. 4. Passed 6-22-81.)

701.05 IMPOUNDING.

- (a) Any dog, cat or other pet animal which exhibits clinical symptoms suggestive of rabies shall, after written certification by Town authorities, be impounded for ten days at impounding facilities approved by the Town, at the owner's expense, for clinical observation.
- (b) All veterinarians in the Town shall report at once all suspected cases of rabies to the Town authorities. (Ord. 637 §5. Passed 11-26-73.)

701.06 ANIMALS EXPOSED TO RABIES.

Any dog, cat or other pet animal which has been exposed to rabies shall either:

- (a) Be immediately killed in some humane manner; or
- (b) Be put in strict isolation in a kennel or animal hospital for a period of six months; or
- (c) If no previous vaccination has been given within a period of three years with chick embryo vaccine, or within one year with tissue phenolized vaccine, post exposure treatment shall be administered and the animal shall be confined in a kennel for three months. Post exposure treatment shall consist of the administration of anti-rabies serum followed by one to three doses of chick embryo vaccine within seven days, or fourteen injections of tissue phenolized vaccine; or
- (d) If the animal has been vaccinated previously within one year with tissue phenolized vaccine, or within three years with chick embryo vaccine, the animal shall be re-vaccinated and restrained by a leash or confined at home for a period of thirty days. (Ord. 637 §6. Passed 11-26-73.)

701.07 HUNTING.

- (a) On and after the effective date of this section (Ordinance 315, passed May 22, 1961) no person shall hunt wild birds or wild animals, by any method, within the limits of the Town, except that nothing in this clause shall be construed to prevent any person from trapping animals in such manner as may be permitted by the Game Laws of the Commonwealth of Pennsylvania.

(b) Hunting, for the purposes of this section, is the conduct or activity of any person, which, under the Game Laws of the Commonwealth of Pennsylvania, requires the open display of a hunting license.
(Ord. 315 §1, 2. Passed 5-22-61.)

701.08 DOGS, CATS AND OTHER ANIMALS, REGULATIONS AND PROHIBITIONS.

(a) Any dog, cat or other animal which:

- (1) Is kept in a manner so as to create offensive odors or unsanitary conditions which are a menace to the health, comfort or safety of the public; or
- (2) Habitually barks, howls, screeches, yelps or bays thereby disturbing the quiet of any person or the community; or
- (3) 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 such animal

is hereby declared to be a nuisance.

(b) No person shall keep or harbor a dog, cat or other animal in a manner which constitutes a nuisance. No person shall permit a dog, cat or other animal to commit a nuisance upon any school grounds or other public property or upon any private property other than that of the owner or person in charge of such animal; provided, however, if the owner or person in charge of such animal immediately removes all feces deposited by such animal and disposes of same in a sanitary manner, such type of nuisance shall be considered abated.

(c) Any person with defective eyesight or hearing who relies upon a dog specifically trained for such purposes shall be exempt from compliance with this section.
(Ord. 1029 §1. Passed 2-26-90.)

701.99 PENALTY.

(a) Any person violating any provision of Sections 701.01 through 701.06 shall be fined not more than three hundred dollars (\$300.00).
(Ord. 637 §7. Passed 11-26-73.)

(b) Any person violating any provision of Section 701.07 shall be fined not more than one hundred dollars (\$100.00) and, in default of payment, shall be imprisoned for not more than thirty days. All fines collected upon conviction or upon forfeiture of bail shall be paid to the Town Treasurer.
(Ord. 315 §3. Passed 5-22-61.)

(c) Any person violating any provision of Section 701.08 shall for each and every violation, upon conviction thereof, be sentenced to pay a fine of twenty-five dollars (\$25.00). (Ord. 1029 §2. Passed 2-26-90.)