

CHAPTER 2

ANIMALS

PART 1

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PART 1

ANIMAL NUISANCES

§101. NUISANCES.

No person shall keep or harbor any dog, cat or other animal in the Borough of Portage 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 hereinafter.

(Ord. 5-1989, 7/10/1989, §1)

§102. NOISE CONTROL.

Any dog, cat or other animal which by frequent and habitual barking, howling, screeching, yelping or baying or in any way or manner injures or disturbs the quiet of any person in the community, or which disturbs or endangers the comfort, repose or health of persons, is hereby declared to be committing a nuisance. It shall be unlawful for any owner or person having custody of such animal to harbor or permit it to commit such a nuisance.

(Ord. 5-1989, 7/10/1989, §2)

§103. PUBLIC GROUNDS.

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 such animal, is hereby declared to be a nuisance.

(Ord. 5-1989, 7/10/1989, §3)

§104. DEFECATION CONTROL.

No person being the owner or in charge or control of any cat, dog or other animal shall allow or permit such animal to commit a nuisance on any school grounds, Crichton-McCormick Memorial Park, sidewalk or other public property, or upon any private property other than that of the owner or person in charge or control of such dog, cat or other animal without the permission of the owner of said property. Where the owner or person in charge or control of such animal immediately removes all feces deposited by such animal and disposes of same in a sanitary manner, such nuisance shall be considered abated.

(Ord. 5-1989, 7/10/1989, §4; as amended by Ord. 3-1999, 4/5/1999)

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§105. EXEMPTIONS.

Persons with defective eyesight or hearing while relying upon a dog specifically trained for these purposes shall be exempt from the operation of this Part.

(Ord. 5-1989, 7/10/1989, §5)

§106. PENALTIES.

Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not to exceed \$600 plus costs and, in default of payment of said fine and costs, to imprisonment for a term not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

(Ord. 5-1989, 7/10/1989, §6; as amended by Ord. 3-1999, 4/5/1999)