

CHAPTER 2

ANIMALS

PART 1

ANIMAL NOISE DISTURBANCES

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ANIMAL NOISE DISTURBANCES

§2-101. Intent and Purpose.

The Board of Supervisors of the Township of East Rockhill, finding that excessive levels of sound are detrimental to the physical, mental and social well-being of the people as well as to their comfort, living conditions, general welfare and safety and being therefore a public health and welfare hazard, hereby declares it to be necessary to provide for the greater control and more effective regulation of excessive sound and the sources of excessive sound within the Township of East Rockhill.

(Ord. 177, 5/19/1998, §1)

§2-102. Noise Disturbance.

It shall be illegal within the Township of East Rockhill for any person or persons to own, possess, harbor, or control any animal or bird which makes any noise continuously and/or incessantly for a period of 10 minutes or makes such noise intermittently for 1/2 hour or more to the disturbance of any person any time of the day or night regardless of whether the animal or bird is physically situated in or upon private property, said noise being a nuisance; provided, that at the time the animal or bird is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal or bird is situated not is there any other legitimate cause which justifiably provoked the animal or bird.

(Ord. 177, 5/19/1998, §2)

§2-103. Exceptions.

This Part shall not be deemed to prohibit or otherwise declare unlawful any agricultural operations protected from nuisance suits by Act No. 1983-133, 3 P.S. §951 et seq.

(Ord. 177, 5/19/1998, §3)

§2-104. Penalties.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice 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

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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.

(Ord. 177, 5/19/1998, §4; as amended by Ord. 192, 4/18/2000)