

TOWNSHIP OF MIDDLESEX  
CUMBERLAND COUNTY, PENNSYLVANIA

ORDINANCE NO. 2-2007

AN ORDINANCE OF THE TOWNSHIP OF MIDDLESEX,  
CUMBERLAND COUNTY, PENNSYLVANIA, REGULATING  
DOMESTIC AND NONDOMESTIC ANIMALS AND PROVIDING  
PENALTIES OF THE VIOLATION THEREOF.

NOW THEREFORE, BE IT ENACTED AND ORDAINED and it is hereby enacted and  
ordained by the Board of Township Supervisors in and for the Township of Middlesex,  
Cumberland County, Pennsylvania, as follows:

SECTION 1: DEFINITIONS.

The following words and terms used in this Ordinance shall have the meanings ascribed  
to them as follows:

Owner: Any person having a right of property in any domestic or nondomesticated animal, or  
having custody or control of any such animal, or any person who permits a domestic or  
nondomesticated animal (other than wildlife in its natural habitat) to remain on or around his or  
her property.

Run at large: Being upon any public highway, street, roadway, alley, park or any other public  
land or upon property of another person other than the owner and not being accompanied by nor  
under control of the owner.

SECTION 2: CONDUCT, ACTIVITIES AND CONDITIONS CONSTITUTING  
VIOLATIONS.

The following activities or conditions are hereby declared to be unlawful:

- A. No owner of any dog, domestic or nondomesticated animal shall allow or permit  
such animal to make loud or harsh noises, on a continuous basis, to the extent  
that it shall disturb or interfere with the peace, quiet, rest or sleep of another person.  
Each day's violation of the provisions of this subsection shall constitute a  
separate offense.

- B. No owner of any dog, domestic or nondomesticated animal shall suffer or permit such animal to run at large in Middlesex Township. Each day's violation of the provisions of this subsection shall constitute a separate offence.
- C. No owner of any dog, domestic or nondomesticated animal shall allow such animal to: (1) defecate upon any public sidewalk, walkway, roadway or land or property of any other person without immediately cleaning up and removing such defecation; or (2) urinate upon shrubbery, flowers and/or plants (excluding trees) located on or about any public sidewalk, walkway, roadway or land or property of any other person . Each day's violation of the provisions of this subsection shall constitute a separate offense.

### SECTION 3: EXCEPTIONS.

This Ordinance shall not be deemed to prohibit or otherwise declare unlawful any agricultural operations protected from nuisance suits pursuant to the Act of June 10, 1982, P.L. 454, No. 133 (P.S. § 951, et seq.).

### SECTION 4: VIOLATIONS AND PENALTIES.

Any person who violates any provision of Section 2.A, B or C of this Ordinance shall be given notice thereof, either in writing or orally by the Middlesex Township Police Department or any employee of the Township. Any person who shall violate the same provision of Section 2 for which a warning has been given shall, upon being found liable therefor in a summary enforcement proceeding commenced under the Pennsylvania Rules of Criminal Procedure, pay a fine of not more than \$1,000 plus all court costs including reasonable attorney's fees incurred by Middlesex Township and in default of such payment, be subject to imprisonment to the extent allowed by law for the punishment of summary offenses. In addition to the above, the appropriate officers or agents of Middlesex Township are authorized to seek equitable and/or injunctive relief to enforce compliance with this Ordinance.

SECTION 5: EFFECTIVE DATE.

This Ordinance shall take effect in accordance with existing law.

ENACTED AND ORDAINED this 23<sup>rd</sup> day of February, 2007, in public session duly assembled.

TOWNSHIP OF MIDDLESEX

By: Charles S. Sargent  
Chairman, Board of Township Supervisors

ATTEST:

Mary S. Juste  
Township Secretary

(Township Seal)