

**BOROUGH OF DUBOISTOWN
LYCOMING COUNTY, PENNSYLVANIA**

**CATS
ORDINANCE NO. 2022-04
Article II**

Replaces – Ord No. 2013-01 adopted 8-22-2013

**AN ORDINANCE OF THE BOROUGH OF DUBOISTOWN, LYCOMING COUNTY,
PENNSYLVANIA, KEEPING OF CATS IN DUBOISTOWN, PROVIDING RESTRICTIONS,
REGULATIONS AND PENALTIES FOR THE VIOLATION THEREOF.**

BE IT ORDAINED AND ENACTED BY the Council of the Borough of DuBoistown, and it is hereby ordained and enacted by virtue of authority of the same as follows:

55-13. Definitions. As used in this article the following terms have the meanings indicated, unless a different meaning clearly appears from the context:

"Cat" – A *Felis libyca domestica*, kept as a household pet and/or for rodent control.

"Owner" – A person having the right of property or custody of a cat, who keeps or harbors a cat or knowingly permits a cat to remain on or about any premises occupied or owned by that person, a person who feeds that animal for at least 3 consecutive days, shall be considered a cat owner.

"Vaccination" – The practice of inoculations with a vaccine to afford protection from rabies.

55-14. Responsibilities of Owners.

- 1) Owners of domesticated cats shall provide appropriate and adequate food, water, and shelter for their cats.
- 2) The owner of a cat shall exercise reasonable care to guard against the cat creating a Nuisance.
- 3) In addition to provisions of Sections 55-3, 55-4, 55-5, 55-6, 55-7, 55-8 and the 2018 International Property Maintenance Code Book, it shall be unlawful for any cat to run free outside the residence of its owner unless the cat:
 - a. Has been neutered or spayed to prevent procreation
 - b. Has been immunized against rabies in compliance with Pennsylvania law
 - c. Has been tipped to signify it has been neutered/spayed and immunized
 - d. Wears a breakaway collar containing its immunization tag (or has a microchip implanted containing said information)

55-15 Seizure.

The Borough or the person or agency designated by the Borough shall enforce the provisions of this article. Upon receipt of a complaint that a cat is a public nuisance, the Borough or its designated person or agency will investigate said complaint and, if found to be legitimate, shall alert owner of the violation and proceed with penalties as needed.

55-16 Number of cats restricted. Exception.

No more than four (4) cats shall be kept, maintained, or harbored for more than ninety (90) days in any residential housing unit or on its grounds or at any residential property.

This provision shall not apply to cats which have been owned prior to the effective date of 2013.

55-17 Enforcement.

If the owner is in violation of any subsection of Article I or Article II does not comply with a notice to abate the violation which constitutes a nuisance or health hazard within the time allotted, the Borough shall have the authority to take measures to correct the condition and collect the cost of such actions, plus 10% of all costs. The Borough, in such event and pursuant to its statutory police powers, shall have the right and power to enter upon the offending premises to take measures to abate the violation, to collect cost of the abatement, and any other enforcement provision in this Article or Article I.

55-18 Violations and Penalties.

Upon conviction of any violation of this chapter, the person or persons, firm or corporation shall be guilty of a summary offense under the Pennsylvania Rules of Criminal Procedure and shall be sentenced to pay a fine of not less than \$50 nor more than \$500, plus court costs, and, in default of payment of said fines and costs, a term of imprisonment not to exceed 90 days. Each day that a violation of this chapter continues or each section of this chapter which shall be found to have been violated shall constitute a separate offense.

The perpetrator is responsible for the cost of any damage caused by his or her violation or negligence.

55-19 Repealer.

This ordinance repeals and replaces Ordinance 2013-01 found Borough Ordinances Chapter 55.

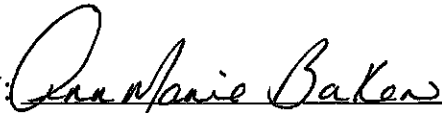
55-20 Effective date.

This Ordinance takes effect in 31 days.

DULY ENACTED AND ORDAINED THIS 1ST DAY of September, 2022
BY THE BOROUGH COUNCIL OF DUBOISTOWN, LYCOMING COUNTY, PENNSYLVANIA,
IN LAWFUL SESSION DULY ADDEMBLED.

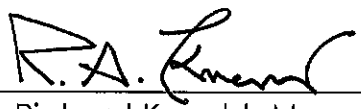
ATTEST:

BOROUGH OF DUBOISTOWN

BY: 
Ann Marie Baker, Secretary

By: 
Michael F Rodgers, President Council

DULY approved this 1ST day of September 2022

By: 
Richard Knecht, Mayor