

CHAPTER 3

ANIMALS

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Part 1

Keeping of Certain Animals

§1. Keeping of Pigs and Hogs Prohibited.

No person, firm or corporation shall keep any pig or hog or maintain any pig pen or hog pen at any place within the Borough of Bloomfield, under penalty, upon conviction thereof, of not more than three hundred dollars (\$300.00) and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment for not more than ten (10) days. Provided: each day's continuance of a violation of this ordinance shall constitute a separate offense. (Ord. 119, July 8, 1975)

§2. Restrictions on Keeping Certain Animals.

It shall be unlawful for any person, firm or corporation to keep any chickens or other fowl, horses, cattle, goats, rabbits or sheep at any place within the Borough unless such animals shall be kept in a pen, shelter, coop or other proper enclosure, which pen shelter, coop or other enclosure shall not be less than fifty (50) feet from any residential dwelling occupied otherwise than by the person owning or keeping such chickens or other fowl, horses, cattle, goats, rabbits or sheep. (Ord. 120, July 8, 1975, §1)

§3. Conditions Under Which Certain Animals To Be Kept.

The keeping of chickens or other fowl, horses, cattle, goats, rabbits or sheep shall be according to the following:

- (a) All animal quarters shall be kept in a clean and sanitary condition, free from vermin, and shall be dry, airy, well lighted, and not overcrowded.
- (b) Animals shall be kept in good condition, clean, healthy and free from disease.
- (c) No animal shall be permitted to run at large.
- (d) All refuse food and excrement shall be removed as often as necessary to prevent odors from developing therefrom.

(Ord. 120, July 8, 1975, §2)

§4. Penalty for Violation of Regulations on Keeping Certain Animals

Any person who shall violate any provision of this ordinance¹ shall, upon conviction thereof, be sentenced to pay a fine of not more than three hundred dollars (\$300. 00) and costs of prosecution, and, in default of payment of such fine and costs, to imprisonment for not more than thirty (30) days. Provided: each day that a violation shall be permitted to continue shall constitute a separate offense. (Ord. 120, July 8, 1975, §3)

¹. Sections 2 to 4 of this chapter.

Part 2

Noise and Defecation Control

§11. Noise and Defecation Control.

The Council of the Borough of Bloomfield, finding that excessive levels of sounds, as well as animal defecation on public and private property, are detrimental to the physical, mental and social well being of the people of this Borough, 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, the source of excessive sound and the defecation of animals within the Borough. (Ord. 199, September 6, 1994, §1)

§12. Noise Disturbance Declared Nuisance.

It shall be illegal within the Borough for any person or persons to own, possess, harbor or control any animal which wakes any noise intermittently for one-half (1/2) hour or more to the disturbance of any person any time of the day or night regardless of whether the animal is physically situated in or upon private property, said noise being a nuisance; provided, that at the time the animal is making such noise no person is trespassing or threatening to trespass upon private property in or upon which the animal is situated, nor is there any other legitimate cause which justifiably provoked the animal. (Ord. 199, September 6, 1994, §2)

§13. Defecation Declared Nuisance.

No person having possession, custody or control of any animal shall knowingly or negligently permit any dog or other animal to commit any nuisance, i.e., defecation upon any gutter, street, driveway, alley, curb or sidewalk in the Borough, or upon the floors or stairways of any building or places frequented by the public or used in common by the tenants, or upon the outside wall, walkways, driveways, alleys, curbs or stairways of any building shutting on a public street or park, or upon the grounds of any public park or public areas or upon any private property other than the property of the owner of such animal. (Ord. 199, September 6, 1994, §3)

§14. Removal of Feces.

Any person having possession, custody or control of any dog or other animal which commits a nuisance, i.e., defecation in any area other than the private property of the owner of such dog or other animal as prohibited in Section 13, above, shall be required to immediately remove any feces from such surface and either:

(a) Carry same away for disposal in a toilet.

(b) Place same in a non-leaking container for deposit in a trash or litter receptacle.

(Ord. 199, September 6, 1994, §4)

§15. Exceptions.

The provisions of Sections 13 and 14, hereof, shall not apply to a guide dog accompanying any blind person, or a dog used to assist any other physically handicapped person. (Ord. 199, September 6, 1994, §5)

§16. Penalty for Violation.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than six hundred dollars (\$600.00) and, in default of payment, to imprisonment for a term not to exceed thirty (30) days, (Ord. 199, September 6 1994, §6)