

CHERRY TOWNSHIP  
BUTLER COUNTY, PENNSYLVANIA  
ORDINANCE NO. 43

AN ORDINANCE PROHIBITING OWNERS OR AGENTS OF ANIMALS FROM THE  
ANIMALS BECOMING A PUBLIC NUISANCE

BE IT ORDAINED AND ENACTED and IT IS HEREBY  
ORDAINED AND ENACTED by Cherry Township as follows:

**SECTION 1. Definitions.** As used in this herein, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

**Animal** – Any domestic animal or fowl, any wild animal, any pet, any exotic wildlife, or any other animal in the care and control of an owner or occupier of property in Cherry Township, Butler County, Pennsylvania.

**SECTION 2. Nuisance Animals Prohibited.** It shall be unlawful for any owner or his or her agent to fail to exercise proper care and control of his or her animals to prevent said animals from becoming a public nuisance. Every person shall be guilty of permitting an animal to become a nuisance when he or she allows:

- A. Excessive noise.
- B. Running at large.
- C. Attacking pedestrians, chasing vehicles or bicycles.
- D. Attacking other domestic animals.
- E. Trespassing upon public or private property.
- F. Allowing the excessive accumulation of animal feces in such a manner as to affect the health and welfare of the community.

**SECTION 3. Enforcement.** Any person who violates or permits a violation of this Ordinance shall, upon being found liable therefor in a civil enforcement proceeding commenced by the Township before a Magisterial District Judge, pay a fine of not more than \$600.00, plus all Court costs, including reasonable attorney's fees, incurred by the Township in the enforcement of this Ordinance. No judgment shall be imposed until the date of the determination of the violation by the Magisterial District Judge. If the defendant neither pays nor timely appeals the judgment, the Township may enforce the judgment pursuant to the applicable Rules of Civil Procedure. Each day a violation exists shall constitute a separate offense. Further, the appropriate officers or agents of the Township are hereby authorized to seek relief, through the Butler County Court of Common Pleas, including injunction, to enforce compliance herewith.

**SECTION 4. Remedies.** The remedies provided herein for enforcement, or any remedy provided by law, shall not be deemed mutually exclusive; rather they may be employed simultaneously or consecutively, at the option of the Board of Supervisors.

**SECTION 5. Repealer.** All Ordinances or parts or provisions of such Ordinances which are in conflict with the provisions hereof shall be and the same are hereby expressly repealed.

**SECTION 6. Effective date.** This Ordinance shall become effective five (5) days after enactment.

**ORDAINED AND ENACTED** this 5<sup>th</sup> day of SEPTEMBER, 2023.

Cassidy L. Yeager  
Township Secretary

(SEAL)

CHERRY TOWNSHIP SUPERVISORS

By: [Signature]  
Chairman

By: [Signature]  
Vice Chairman

By: [Signature]  
Supervisor