

#8

AN ORDINANCE

IN RELATION TO THE LICENSING AND MUZZLING OF DOGS IN THE BOROUGH OF BENTLEYVILLE, WASHINGTON COUNTY, PENNSYLVANIA, AND PROVIDING PENALTIES FOR FAILURE TO LICENSE AND MUZZLE DOGS, OR THE REMOVAL OF COLLARS, TAGS OR MUZZLES.

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BE IT ORDAINED AND ENACTED By the Burgess and Town Council of the Borough of Bentleyville, Washington County, Pennsylvania, and it is hereby ordained and enacted by authority of the same:

SECTION I. That for the license year beginning on the first day of November, 1910, and for each and every year thereafter, an annual license tax of One (1) Dollar on every male and spayed female, and Two and one-half (2-50/100) Dollars on every female shall be paid for every animal of the dog kind of the age of four months or over, owned or harbored in the said Borough, to be paid by the person or persons owning or harboring such animal.

SECTION II. That each and every keeper of any dog owned or harbored within the limits of said Borough shall file on or before the first day of November, in the year 1910, and each and every year thereafter, with the Clerk of the said Borough, a complete description of each animal of the dog kind of the age aforesaid, owned or harbored by him, her or them, within the limits of this Borough, whereupon the Clerk shall number and record such description and deliver to the owner or keeper a metal license tag, to be provided by the said Borough, having inscribed thereon the year for which it is issued, and a number corre-

responding with the number on the record kept by the Clerk of said Borough; provided, however, that the said Clerk shall in no instance make such record or issue any such license tag until the applicant therefor shall have paid to the said Clerk the full amount of the license tax fixed by Section I of this ordinance, and for such sums so paid the Borough Clerk shall report to the next regular meeting of Council, and after report thereof, pay the same over to the Borough Treasurer.

SECTION III. That all animals of the dog kind kept or harbored within the said Borough of the age of four months or over, shall have at all times around their necks a leather or metallic collar with the name of the owner, or the one who harbors the same, in writing, printing or engraving, in plain and legible letters thereon, and shall, in addition thereto, have attached to said collar a license tag for the current license year, and if any such animal be found in said Borough without such collar and license tag, the police of the said Borough, or any of them, may catch such animal and impound it for forty-eight hours, and the same may be redeemed by the owner upon the payment of the sum of \$2.00 for male & \$5.00 for female Dollars for each day, or portion thereof, the said animal is so impounded, and the payment of the license tax above required, but if such animal be not so claimed by the owner or keeper thereof within forty-eight hours, it shall be the duty of the police of said Borough, or any of them, to kill such animal not so claimed, and the keeping or harboring of any animal of the dog kind of the age of four months or over, and not confined in the pound by the officers aforesaid, shall be deemed a violation of the provisions of this ordinance, and the owner

or keeper thereof shall, upon conviction before the Burgess or any Justice of the Peace of the said Borough, forfeit and pay to the said Borough a fine of not less than One (1) Dollar nor more than Three (3) Dollars, and the costs of prosecution, for each and every day he or she shall permit said animal of the dog kind to be kept or harbored within the said Borough without a collar and license tag, as required by the provisions of this ordinance, and in default of the payment thereof be imprisoned in accordance with the provisions of the ordinances of the said Borough governing summary convictions.

SECTION IV. If any person shall become the owner or possessor of any animal of the dog kind after the time fixed by this ordinance for the annual registration thereof, he or she shall register the same with the Clerk, and pay for the use of said Borough the license tax assessed upon such animal in this ordinance, within ten days from the time such person became the owner or possessor of such animal and began to keep and harbor the same within the said Borough, and for failing so to do, every such person shall be liable for the penalty provided for in Section III of this ordinance, and the police of the said Borough, or any of them, may take possession of and kill such animal in the same manner as provided in Section III of this ordinance, provided such animal is not redeemed as therein provided.

SECTION V. Whenever the Burgess of the said Borough shall be satisfied that a case of hydrophobia or rabies has appeared among the dogs of the said Borough, or is likely to appear by reason of circumstances and conditions known to him or brought to his knowledge, he shall issue his proclamation requiring all persons to confine all animals of the

dog kind, or have the same securely muzzled with a muzzle of such design as shall effectually prevent such animal from biting during such period of time as he may appoint, and if any animal of the dog kind be found unconfined or unmuzzled during such period, the owner or keeper thereof shall, upon conviction thereof before the Burgess or any Justice of the Peace of the said Borough, forfeit and pay to the said Borough a fine of not less than Ten (10) Dollars nor more than Twenty-five (25) Dollars, and the costs of prosecution, for every such offense, and in default of the payment thereof, be committed as provided by ordinances governing summary convictions in said Borough, and it shall be the duty of the police of said Borough to forthwith kill such animal so found unconfined and unmuzzled, within the period covered by the said proclamation.

SECTION VI. Any person or persons, other than the owner thereof, who shall remove from the neck of any animal of the dog kind the collar or metal tag or plate, or shall remove from the mouth or head of any animal of the dog kind the muzzle, hereinabove required, to be placed and kept thereon, shall, upon conviction before the Burgess or any Justice of the Peace of said Borough, forfeit and pay a fine of not less than Ten (10) Dollars or more than Twenty-five (25) Dollars and costs of suit, and in default of the payment thereof be imprisoned in accordance with the provision of an ordinance of said Borough regulating summary convictions.

SECTION VII. Each member of the police force of the said Borough shall be paid the sum of One (1) Dollar for every animal of the dog kind which he shall kill and bury, or cause to be killed and buried, under the provisions of this ordinance, to be paid in the same manner as the

dog kind, or have the same securely muzzled with a muzzle of such design as shall effectually prevent such animal from biting during such period of time as he may appoint, and if any animal of the dog kind be found unconfined or unmuzzled during such period, the owner or keeper thereof shall, upon conviction thereof before the Burgess or any Justice of the Peace of the said Borough, forfeit and pay to the said Borough a fine of not less than Ten (10) Dollars nor more than Twenty-five (25) Dollars, and the costs of prosecution, for every such offense, and in default of the payment thereof, be committed as provided by ordinances governing summary convictions in said Borough, and it shall be the duty of the police of said Borough to forthwith kill such animal so found unconfined and unmuzzled, within the period covered by the said proclamation.

SECTION VI. Any person or persons, other than the owner thereof, who shall remove from the neck of any animal of the dog kind the collar or metal tag or plate, or shall remove from the mouth or head of any animal of the dog kind the muzzle, hereinabove required, to be placed and kept thereon, shall, upon conviction before the Burgess or any Justice of the Peace of said Borough, forfeit and pay a fine of not less than Ten (10) Dollars or more than Twenty-five (25) Dollars and costs of suit, and in default of the payment thereof be imprisoned in accordance with the provision of an ordinance of said Borough regulating summary convictions.

SECTION VII. Each member of the police force of the said Borough shall be paid the sum of One (1) Dollar for every animal of the dog kind which he shall kill and bury, or cause to be killed and buried, under the provisions of this ordinance, to be paid in the same manner as the

salary of such officer is now payable, and in addition there-
to.

SECTION VIII. All fines and penalties for the vio-
lation of any of the provisions of this ordinance shall be
payable to the Borough Treasurer, and shall be the property
of the said Borough, to be appropriated according to law.

SECTION IX. That all ordinances or parts of
ordinances conflicting with the provisions of this ordi-
nance be and the same are hereby repealed, in so far as
the same conflict with the provisions of this ordinance.

ORDAINED AND ENACTED Into an ordinance this _____
day of _____, A. D. 1910.

ATTEST:- _____ President of Council.

Clerk.

APPROVED This _____ day of _____,
A. D. 1910.

ATTEST:- _____ Burgess.

Clerk.