

ORDINANCE NUMBER 472 OF 2008

An Ordinance of the Borough of Forest City, Susquehanna County, Commonwealth of Pennsylvania, an Ordinance Defining "Wild Animals"; Regulating The Feedings of These Animals; Establishing the Penalties for Violations of the Ordinance; and Setting Forth an Ordinance Date of Effect

WHEREAS, the Borough is empowered to make such regulations as may be necessary for the health, safety, morals, general welfare and cleanliness and the beauty, convenience, comfort and safety of the Borough;

WHEREAS, it has been determined that the health general welfare of the citizens of the Borough is impacted in a negative way by the feeding and cultivating of wild animals within the confines of the Borough, specifically, but not limited to, geese, ducks and other wild waterfowl;

Be It Ordained and Enacted by the Borough of Forest City, Susquehanna County, Commonwealth of Pennsylvania, as follows:

Section 1. Definitions.

As used in this ordinance, the following terms shall have the meanings indicated:

WILD ANIMAL:

- A. That which is not of a species customarily used or kept as an ordinary household pet;
- B. One which ordinarily would be confined to a zoo, or one which would ordinarily be found in the wilderness of this country;
- C. Specifically, and not limited to, geese and ducks or other wild waterfowl at the public park known as Kennedy Park and the waterway known as Lake Erie, both found within the confines of the Borough;
- D. Includes any animals prohibited from being owned as domestic pets under the laws of the Commonwealth of Pennsylvania and the Code of the Borough of Forest City.

Section 2. Feeding wild animals prohibited.

No person shall provide feed, food or any other type of edible substance to any wild animal on property owned, leased, maintained or managed by the Borough of Forest City, specifically but not limited to, geese and ducks or other wild waterfowl at the public park known as Kennedy Park and the waterway known as Lake Erie. Leaving refuse on Borough property while awaiting routine pick up shall not constitute feeding wild animals. If, however, the same constitutes littering under the laws of the Commonwealth of Pennsylvania, anyone so

leaving such refuse may be subject to fines as set forth in the laws of the Commonwealth of Pennsylvania and the Borough of Forest City.

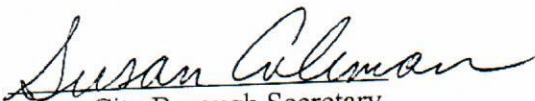
Section 3. Violations and penalties; enforcement.

- A. Any person violating any provisions of this article, in a summary proceeding before any Magisterial District Justice, upon conviction, shall be sentenced to pay a fine of not more than \$300, plus costs of prosecution, and, in default of payment of such fine and costs, to be imprisoned for not more than 30 days. A separate offense shall be deemed committed on each day during or on which a violation occurs or continues.
- B. The provisions of this article shall be enforced by the Police Department of the Borough of Forest City.

Section 4. Effective Date

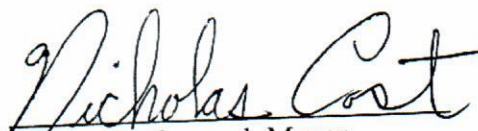
This Ordinance shall take effect on the date of enactment.

ORDAINED AND ENACTED this 5th day of May, 2008.


Forest City Borough Secretary


Forest City Borough Council President

The foregoing Ordinance is approved on the 5th day of May, 2008.


Forest City Borough Mayor