

TOWNSHIP OF ADAMS
CAMBRIA COUNTY, PENNSYLVANIA

ORDINANCE NO. 29 B

AN AMENDMENT WHICH REPEALS, DELETES, RESCINDS AND REPLACES PARAGRAPH HI (9) OF ORDINANCE NO. 29 TO MORE SPECIFICALLY DELINEATE AND SET FORTH THE RESTRICTIONS IMPOSED UPON NOISES GENERATED BY ANIMALS, BIRDS AND OTHER PETS IN THE TOWNSHIP OF ADAMS; AND, TO SET FORTH THE ENFORCEMENT PROCEDURE BY THE ADAMS TOWNSHIP POLICE DEPARTMENT. ORDINANCE NO. 29 RESTRICTS LOUD, UNNECESSARY OR UNUSUAL NOISES IN THE TOWNSHIP OF ADAMS AND PROVIDES THE PENALTIES FOR THE VIOLATION THEREOF.

IT IS HEREBY ENACTED AND ORDAINED by the Board of Supervisors in and for the Township of Adams, Cambria County, Pennsylvania, as follows:

Paragraph III (9) of Ordinance No. 29 which provides:

(9) Animals, birds, etc. The keeping of any animal or bird which by causing frequent or long continued noise shall disturb the comfort or repose of any persons in the vicinity, is hereby repealed, deleted, rescinded and replaced with the following:

(9) Animals, birds, or other pets. The keeping of any animal, bird or other pet otherwise permitted by law to be kept that disturbs the peace and quiet of any

neighborhood by frequent or habitual howling, barking, meowing, squawking or other noise, or otherwise causes discomfort or annoyance to any person.

(a) It is deemed that if the forgoing noise caused by an animal, bird or other pet is permitted for a continuous period of fifteen (15) minutes or intermittently in excess of thirty (30) minutes of a volume that such noise can be heard by persons not on the property whereat the animal, bird or other pet is kept, such conduct constitutes a nuisance per se. The owner of the animal, bird or other pet shall be warned once orally and also by a written notice within twenty-four (24) hours by the Adams Township Police Department after a police officer verifies such nuisance. In the event that the noise is permitted to continue after the oral or written warnings, each occasion that the police officer verifies a violation of the foregoing time periods constitutes a separate offense, and the verifying officer shall file charges at the District Justice's office for every subsequent offense. The complainant shall appear at the hearing before the District Justice.

This Amendment shall take the effect on the fifth (5th) day after enactment set forth below.

ENACTED AND ORDAINED this 23rd day of September, 2002 by the Adams

Township, Cambria County, Board of Supervisors.