

§ 90-52. Keeping of animals and fowl. [Amended 2-21-1990 by Ord. No. 3185]

- A. Definitions. As used in this section, the following terms shall have the meanings indicated:

BUILDING — A permanent construction consisting of at least three side walls and a roof.

COMMERCIAL USE — Operation of a business or enterprise which provides a service or product for sale to the public. For the purposes of this article, "commercial use" shall include but not be limited to animal hospitals, veterinarian establishments, pet grooming salons, pet stores, laboratories and zoological gardens.

CORRAL — An unroofed, enclosed area in which animals are habitually confined.

COOP — A building commonly used to keep fowl.

PEN — A small enclosure.

SHELTER — A roofed or partially roofed area providing protection from the elements.

SMALL ANIMAL — A dog or cat or other animal weighing under 100 pounds.

- B. General requirements. No person may keep an animal, fowl or reptile in or on any premises where such keeping is prohibited by law or ordinance of the Township or is prohibited as a use of property by the Zoning Commission or is prohibited by a regulation of the Building Inspector, Fire Marshal or any other governmental authority having competent jurisdiction.

- C. Location of buildings and structures.

- (1) No person may erect a building shelter or enclosure for animals or fowl without securing a permit from the Director of Building and Planning. No person shall keep and maintain within the limits of the Township any buildings, shelters or corrals for any animals or domestic fowl unless said buildings, shelters or corrals shall be so located on the property as to be at least 100 feet from any building used for human habitation, at least 100 feet from any food service establishment and at least 50 feet from any property line. **[Amended 1-19-2002 by Ord. No. 3631]**

- (2) Exceptions.

- (a) Said buildings, shelters and corrals shall be permitted if they are at least 50 feet from any building used for habitation by the property owner or his family.
 - (b) This section shall not apply to a commercial use if it is limited to the keeping of small animals or fowl and is not within 100 feet of any food service establishment.
 - (c) This section shall not apply to pens, coops or enclosures wherein not more than two small animals or two fowl are kept.
 - (d) No setback from a building used for habitation by the property owner or his family shall be required for any barn, stable or structure designed for keeping animals which was in existence prior to September 21, 1977.
- D. Health and sanitation. Every stable or other building wherein any animal is kept shall be constructed of such material and in such manner that it can be clean and sanitary at all times. **[Amended 1-18-2006 by Ord. No. 3768]**
- (1) Every stable or other building shall be provided with a flytight receptacle or container for manure, of such dimension as to contain all accumulations of manure and of a design approved by the Director of Building and Planning. The receptacle or container shall be maintained and emptied sufficiently often and in such manner as to prevent its becoming a nuisance. No manure shall be allowed to accumulate except in such receptacle or container.
 - (2) The Director of Building and Planning may require such other measures as may be necessary to avoid or abate a nuisance, including screening against flies and sewer drain connection. The building wherein any animal is kept shall be provided with running water and flooring impervious to water, except where the animal is bedded. The Director of Building and Planning may require such other measures be taken as may be necessary to ensure proper protection of the public health and safety and compliance with this Health Code.
 - (3) All structures, corrals, pens or yards wherein small animals or fowl are kept shall be maintained in a clean and sanitary condition, devoid of all rodents or vermin and free from objectionable odors. No manure shall be allowed to accumulate nor shall be dumped on any open area or lot in the township. Neither shall any manure be used to grade in

whole or in part any area in the township unless said manure be completely covered with at least four inches of soil. The Director of Building and Planning , upon the complaint of any person, shall inspect such structure or premises and issue any such order as may be necessary to carry out the provisions of this Health Code.

E. Prohibitions.

- (1) No persons shall operate or maintain a piggery in the Township.
- (2) No person may keep a poisonous reptile of any kind in the Township.