

ORDINANCE NO. \_\_\_\_\_ of 2017

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NANTICOKE SETTING FORTH LIMITATIONS ON THE FEEDING OF FERAL CATS AND DOGS AND OTHER WILD ANIMALS IN ORDER TO MITIGATE THE ATTRACTION OF VERMIN AND PROMOTE HEALTHIER NEIGHBORHOODS

WHEREAS, the City Council has determined that the gathering of large numbers of feral cats and dogs and other wild animals can affect the general health, safety, property and welfare of the residents of the City of Nanticoke;

WHEREAS, the City Council desires to eliminate this hazard from the City of Nanticoke.

NOW THEREFORE BE IT ORDAINED AND ENACTED by the City Council of the City of Nanticoke as follows:

SECTION 1: Prohibition:

- A. It shall be unlawful for any person to feed, or cause to be fed, any feral (homeless or wild) cats or dogs or other wild animals. This activity is deemed to be a nuisance and causes a threat to the health, safety or property values to neighboring property owners.
- B. It shall be unlawful for any person to maintain their property in such condition so as to cause the gathering of feral cats or dogs or other wild animals.
- C. A violation of this section shall be deemed to be a public nuisance and shall be deemed to cause annoyance and discomfort to residents in the City of Nanticoke.

SECTION 2: Fines and Penalties:

Whoever violates any provision of this Ordinance shall upon conviction be fined Fifty (\$50.00) Dollars for the first offense; One Hundred (\$100.00) Dollars for a second offense; and a fine not to exceed Three Hundred (\$300.00) Dollars for each subsequent offense, plus the costs of prosecution. In default of payment thereof, such person shall be imprisoned for not more than ten (10) days for the first offense and thirty (30) days for any offense thereafter.

SECTION 3: Repealer.

All Ordinances or parts of Ordinances of the City of Nanticoke in conflict with this Ordinance to the extent of such conflict, and no further, are hereby repealed.

SECTION 4: Severability.

The provisions of this Ordinance are severable and if any section, sentence, clause, revision, part or other portion hereof shall be held unconstitutional, illegal, invalid or otherwise ineffective, the validity of the remaining provisions shall be unaffected thereby. It is the intention of the Council of the City of Nanticoke that this Ordinance would have been adopted had such unconstitutional, illegal, invalid, or otherwise ineffective section, sentence clause, or provision, part or other portion not been included herein.

SECTION 5: Effective Date.

This ordinance shall become effective within thirty (30) days of enactment as provided for in the Home Rule Charter of the City of Nanticoke.

ORDAINED and ENACTED by the CITY COUNCIL OF THE CITY OF NANTICOKE,

this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

ATTEST:

CITY OF NANTICOKE:

\_\_\_\_\_  
Mary Beth Cheshinski, City Clerk

\_\_\_\_\_  
William Brown, Council President

APPROVED:

VETO:

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Richard Wiaterowski, Mayor

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Richard Wiaterowski, Mayor

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Date Approved

\_\_\_\_\_  
Date Vetoed