

JACKSON TOWNSHIP, CAMBRIA COUNTY

ORDINANCE NO. 184

**AN ORDINANCE OF THE TOWNSHIP OF JACKSON, CAMBRIA COUNTY, PENNSYLVANIA, PROHIBITING THE POSSESSION OF VENOMOUS REPTILES OR DANGEROUS ANIMALS WITHIN THE TOWNSHIP AND ESTABLISHING PENALTIES FOR VIOLATION**

**WHEREAS**, the Township of Jackson is responsible for the health, safety and welfare of its residents; and

**WHEREAS**, the Jackson Township Board of Supervisors has determined that possessing, harboring or maintaining venomous reptiles or dangerous animals represents a potential for harm to township residents and businesses which warrants a prohibition.

**NOW THEREFORE**, the Board of Supervisors hereby prohibits any person located in Jackson Township from possessing, harboring or maintaining a venomous reptile or dangerous animal within the limits of the township.

**Section 1: Definitions**

**Dangerous Animal**, shall for purposes of this section refer to a carnivorous animal over 20 pounds in weight. The term shall not refer to a recognized dog breed, domestic cat or animal utilized in traditional agricultural activities. This ordinance shall not apply to a other wise dangerous for which a person or organization has received a permit authorizing possession, form the Pennsylvania Game Commission.

**Venomous Reptile**, Shall refer to any reptile which produces a toxic chemical utilized to disable or kill prey, whether by injection through fangs, spitting or other means of conveyance of the poison. This ordinance shall not apply to a venomous reptile for which a person or organization has received a permit authorizing possession, form the Pennsylvania Fish and Boat Commission.

**Section 2: Prohibition**

No person located within the geographic confines of Jackson Township shall posssess, harbor, maintain or otherwise care for or confine a venomous reptile or dangerous animal.

**Section 3: Purpose**

It is declared that enactment of this Ordinance is necessary for the protection, benefit and preservation of the health, safety and welfare of inhabitants of this Municipality.

#### **Section 4: Grace period**

Any person possessing, harboring, maintaining or otherwise caring for or confining a venomous reptile or dangerous animal on the date of adoption of this ordinance, shall cause the same to be promptly and humanely removed or disposed of within 30 days of the initial date of adoption hereof.

#### **Section 5: Liability For Costs.**

Any person violating this ordinance shall be strictly liable for damages occasioned by a venomous reptile or dangerous animal. Any person violating the ordinance shall be responsible for all Emergency Service, (fire, ambulance) response costs related to any person, including the violator, injured by a venomous reptile or dangerous animal. Any person violating this ordinance shall be responsible for reimbursing a victim of an injury from a venomous reptile or dangerous animal for all costs and expenses incurred which are related to medical treatment for the same.

#### **Section 6: Savings Clause**

Should any part of this ordinance be deemed to be invalid by a court of competent jurisdiction, it is hereby stated, that it is the intention of the township supervisors that the remainder of the ordinance shall remain in effect, and only the invalid provision be modified to so as to be compliant with the legal determination.

#### **Section 7: Penalty**

A first violation of this Ordinance shall, upon conviction be punished with a fine of no less than \$100.00 nor more than \$600.00. A second conviction, within 24 months, shall be punished with a fine of no less than \$200.00 nor more than \$600.00. A third or subsequent conviction within 24 months shall be punished with a mandatory fine of \$600.00.

**Section 8: Repealer**

All ordinances or parts of ordinances and all resolutions or parts of resolutions which are inconsistent with this Ordinance shall be and the same expressly are repealed.

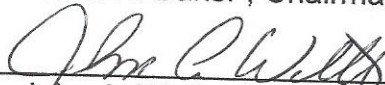
**Section 9: Effective Date**

This Ordinance shall become effective in thirty (30) days.


**ORDAINED AND ENACTED** into law by the governing body of the Township of Jackson in lawful session assembled this 12<sup>TH</sup> day of SEPTEMBER, 2019.

**TOWNSHIP OF JACKSON**

By:   
Bruce A. Baker, Chairman

By:   
John A. Wallet, Supervisor

ATTEST:

  
David M. Hirko, Secretary  
(Seal)

By: \_\_\_\_\_  
Eric W. Dreikorn, Supervisor

## CERTIFICATE

I, the undersigned, Secretary of the Township of Jackson, Cambria County, Pennsylvania, certify that the foregoing is a true and correct copy of Ordinance No. 184 of the Municipality which was duly enacted by affirmative vote of a majority of the members of the governing body of the Municipality at an open meeting duly held on the 12<sup>TH</sup> day of SEPT., 2019, after due notice given as required by law; that said Ordinance has been duly recorded in the Ordinance Book of the Municipality; that said Ordinance was duly published as required by law; and that said Ordinance remains in effect, unaltered and unamended, as of the date of this Certificate.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Municipality, this 12<sup>TH</sup> day of SEPT. 2019.



David M. Hirko

David M. Hirko, Secretary  
(Seal)