PEQUEA TOWNSHIP, LANCASTER COUNTY
ORDINANCE NO. 221-2023

AN ORDINANCE OF PEQUEA TOWNSHIP, LANCASTER COUNTY, PENNSYLVANIA AMENDING ORDINANCE NO. 172-2012; SECTION 3, PARAGRAPH 1 GOVERNING ANIMALS ON TOWNSHIP PROPERTY AND SECTION 4, PROVIDING FOR ASSESSMENT OF PENALTIES FOR VIOLATION OF PROVISIONS OF ORDINANCE NO. 172-2012 VIA SEPARATE RESOLUTION OF THE BOARD OF SUPERVISORS

WHEREAS, the Board of Supervisors of Pequea Township, Lancaster County, Pennsylvania has previously adopted an Ordinance No. 172-2012 which enacted Rules and Regulations pertaining to the use of Township Property.

WHEREAS, the Board of Supervisors has determined that additional amendments and revisions should be made to Sections 3 and 4 of Ordinance No. 172-2012, specifically pertaining to animals on Township Property and to the assessment of penalties for violations of the ordinance.

WHEREAS, the Board of Supervisors has determined that the best way to accomplish this objective is to amend Ordinance No. 172-2012.

SECTION 1. AMENDMENTS.

Ordinance No. 172-2012 is hereby amended as follows.

Section 3, Paragraph 1 of Ordinance No. 172-2012 shall now read as follows:

Regulation of animals on any property within Pequea Township, including property owned by Pequea Township, shall now be governed by Ordinance No. **221** - 2023.

Section 4 of Ordinance No. 172-2012 is hereby amended to read as follows:

If any member of the police department having jurisdiction in the Township determines that a person has committed or permitted the commission of a violation of this Ordinance, the officer shall issue a fine to such person, the amount of which is to be set by the Board of Supervisors via a separate resolution.

If such person fails or refuses to remit the penalty to the Township within ten (10) days from the date of the issuance of the fine, the Township may institute summary criminal proceedings seeking penalties and costs for the violation of this Ordinance. For each violation of the provisions of this Ordinance, any person who commits, takes part in, or assists in any such violation shall be liable upon conviction thereof in a summary criminal proceeding to pay an additional fine as set by the Board of Supervisors via a Resolution, together with the costs of

prosecution. Each day or portion thereof in which a violation exists shall be considered as a separate violation of this Ordinance, and each regulation of this Ordinance which is violated shall be considered a separate violation. The amount of any fine imposed by a magisterial district judge or a court shall be in addition to any other fine which may be imposed under any Ordinance of the Township.

In default of payment of such fine, such person shall be liable to imprisonment for a period not to exceed thirty (30) days. A magisterial district judge or a court shall, to the extent authorized by law, order restitution for injury or damage to Township real or personal property in addition to the fines and costs prescribed in this Section. The court may also order, in addition to any other sentence imposed, an offender to pay the cost of any reward paid for the apprehension and conviction of the offender.

SECTION 2. The remainder of Ordinance No. 172-2012 shall remain in full force and effect.

SECTION 3. EFFECTIVE DATE - This ordinance shall become effective five (5) days after enactment.

ENACTED AND ORDAINED into law this **20th** day of **September**, 2023.

ATTEST:

Kimberly S. Ulaky
Secretary

BOARD OF SUPERVISORS

Harry D. Lehman
Chairman

SEAL