

**BOROUGH OF ST. CLAIR,
SCHUYLKILL COUNTY, PENNSYLVANIA**

ORDINANCE NO. 344 1995

**AN ORDINANCE IMPOSING RESTRICTIONS ON
THE HARBORING OF WILD OR EXOTIC ANIMALS WITHIN
THE BOROUGH OF ST. CLAIR, PENNSYLVANIA**

WHEREAS, the Borough Council of St. Clair, Schuylkill County, Pennsylvania, hereby determines that it is necessary to impose restrictions on the harboring of wild or exotic animals within the Borough of St. Clair, Pennsylvania, and is hereby enacted and ordained by the authority of the same as follows:

SECTION 1.

These regulations are adopted in order to protect the health, safety and well-being of persons and property by imposing restrictions on the harboring of wild or exotic animals within the Borough of St. Clair. Borough Council of the Borough of St. Clair finds that the harboring of wild or exotic animals within the Borough may be offensive to other residents of the Borough so as to constitute a public nuisance and may pose a threat to the safety of its inhabitants. No wild or exotic animals shall be kept within the Borough of St. Clair except as permitted by these regulations.

SECTION 2. DEFINITIONS

WILD OR EXOTIC ANIMAL - Any animal of a species prohibited by Title 50, Code of Federal Regulations, or otherwise controlled by the Commonwealth of Pennsylvania. It shall

include any animal which is wild, fierce, dangerous, noxious or naturally inclined to do harm.

"Wild animals," however domesticated, shall also include but not be limited to:

A. Dog family (Canidae): all except domesticated dogs, including wolf, fox, coyote, dingo, etc.

B. Cat family (Felidae): all except commonly accepted domesticated cats, including lions, pumas, panthers, mountain lions, leopards, jaguars, ocelots, margays, tigers, wild cats, etc.

C. Bears (Ursidae): all bears, including weasels, martens, mink, wolverine, ferrets, badgers, otters, ermine, mongoose, etc.

D. Raccoons (Procyonidae): all raccoons and civets.

E. Primates (Hominidae): all subhuman primates.

F. Porcupine (Erethizontidae): all porcupines.

G. Skunks.

H. Snakes: all venomous and constricting snakes.

I. Venomous lizards; crocodilians: all alligators, caimans, crocodiles, gavials, etc.

J. Venomous fish and piranha.

K. Venomous invertebrates.

SECTION 3. KEEPING OF WILD OR EXOTIC ANIMALS PROHIBITED.

A. Wild or exotic animals prohibited. No person shall keep a wild or exotic animal

in any place other than a zoological park, veterinary hospital or clinic, humane society, circus, sideshow, amusement show or facility used for educational or scientific purposes which provides for property cages, fences and other protective devices adequate to prevent such animal from escaping or injuring the public.

B. Sale, adoption, exchange or transfer of wild or exotic animals prohibited. No person shall sell, offer for sale, adoption, exchange or transfer, with or without charge, any wild animal or exotic animal. This section is not intended to apply to persons owning or possessing wild or exotic animals prior to the passage of this chapter, provided that the person or persons taking possession of such wild or exotic animal following said sale, adoption, exchange or transfer is/are not a resident of the Borough of St. Clair.

C. Disposition and impoundment. Any person who keeps a wild or exotic animal in contravention of this chapter may dispose of the animal by removal of the animal from the Borough or by giving the animal to the Borough official. The Borough official is authorized to release the animal to the wild or to a zoological park or to dispose of the animal in some humane manner.

SECTION 4. VIOLATIONS AND PENALTIES.

Any person, firm or corporation who or which shall fail, neglect or refuse to comply with any of the terms or provisions of this Ordinance or of any regulation or requirement pursuant hereto and authorized hereby shall, upon conviction thereof, be ordered to pay a fine of not more than Six Hundred (\$600.00) Dollars and, in default of payment of fines and costs,

be imprisoned not more than ninety (90) days. Each day's violation shall constitute a separate offense.

ENACTED and ORDAINED this 3 day of OCTOBER, 1995 by the Borough Council of St. Clair a lawful session duly assembled.

ST. CLAIR BOROUGH

Date: OCTOBER 3, 1995

By: John A. Shand
PRESIDENT

Date: OCTOBER 3, 1995

By: Roland Bruce A.
SECRETARY

(SEAL)

APPROVED by Mayor Richard E. Tomko this 4th day of October, 1995.

Richard E. Tomko
Mayor
Richard E. Tomko