

**BOROUGH OF FORTY FORT
LUZERNE COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 2024 – 2
(AMENDED ‘RUNNING AT LARGE’)**

**AN ORDINANCE AMENDING ORDINANCE NO. 2009–8, OF DECEMBER 7, 2009,
SPECIFICALLY, §§ 2-101 AND 2-102, ALSO KNOWN, RESPECTIVELY, AS
‘DEFINITIONS’ AND ‘UNLAWFUL TO ALLOW DOGS TO RUN AT LARGE’**

WHEREAS, the Borough of Forty Fort enacted Ordinance No. 2009–8, specifically, §§ 2-101 and 2-102, also known, respectively, as ‘Definitions’ and ‘Unlawful To Allow Dogs To Run at Large’; and

WHEREAS, the Borough of Forty Fort has determined that it is in the best interest of the Borough to amend Ordinance No. 2009–8, specifically, §§ 2-101 and 2-102, also known, respectively, as ‘Definitions’ and ‘Unlawful To Allow Dogs To Run at Large’.

NOW THEREFORE, the Borough of Forty Fort, Luzerne County, Pennsylvania does hereby **AMEND, ENACT** and **ORDAIN** the Running at Large Ordinance as follows:

§ 2-101. Definitions. [Ord. 2009-8, 12/7/2009]

As used in this Part, the following terms have the meaning indicated, unless a different meaning clearly appears from the context:

OWNER — Any person having a right of property in any dog or having custody of any dog, or any person who harbors or permits a dog to remain on or around his or her property.

RUNNING AT LARGE — An animal that is not secured by a leash no longer than twelve (12’) feet controlled by a human when on public property, including but not limited to streets, sidewalks and parks or with or without a leash if on private property without the consent of the owner of such property.

§ 2-102. Unlawful to Allow Dogs to Run at Large. [Ord. 2009-8, 12/7/2009]

It shall be unlawful for the owner of any dog or dogs to allow or permit such dog or dogs to run at large in the Borough. It shall be unlawful for any owner of an animal to place such animal or allow it to be placed in the custody of any other person not physically capable of maintaining effective control of such animal. This section shall not apply to any person who uses an animal while engaged in a supervised formal obedience training class or show, or during formally sanctioned field trials. Dogs owned by any law enforcement agency, while in the course of their duties, are exempt from these regulations.

The provisions of this Ordinance are severable, and in the event that any provision is held invalid, void, illegal, or unconstitutional by any court, it is the intent of the Borough of Forty Fort that such determination by the Court shall not affect or render void the remaining provisions of this Ordinance. It is the declared intent of the Borough of Forty Fort that this Ordinance would

have been enacted if any provision subsequently declared to be void, invalid, illegal or unconstitutional had not been included at the time of enactment.

All Ordinances or Resolutions or parts of Ordinances or Resolutions not consistent with this Amended Ordinance are hereby repealed insofar as the same affect this Amended Ordinance.

All other terms, conditions, and provisions of Ordinance No. 2009-8 shall remain in full force and effect unless inconsistent herewith.

This Ordinance shall take effect five (5) days from the date of adoption.

AMENDED, ENACTED and ORDAINED this 6th day of MAY, 2024.

THE BOROUGH OF FORTY FORT:


THOMAS J. MURRAY, III, Council President


BRIAN THOMAS, Mayor

ATTEST:


MICHELE PASCARELLA, Secretary