

Borough of New Hope Ordinances

February 7, 2009

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Sources:

<http://www.newhopeborough.org/>

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CHAPTER 105. ANIMALS

[HISTORY: Adopted by the Borough Council of the Borough of New Hope as indicated in article histories. Amendments noted where applicable.]

ARTICLE I. Dog Control

[Adopted 6-10-1963 by Ord. No. 152; amended in its entirety 8-13-1990 by Ord. No. 1990-2 (Ch. 2, Part 1 of the 1990 Code)]

§ 105-1. Definitions.

As used in this article, the following terms have the meanings 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

Being upon any public highway, street, alley, park, or any other public land, or upon property of another person other than the owner, and not being accompanied by or under the control of the owner or any other person having custody of said dog.

§ 105-2. Unlawful to allow dogs to run at large.

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 of New Hope.

§ 105-3. Seizure of dogs.

Any police officer or Dog Warden may seize any dog found at large in the Borough of New Hope. Such dogs are to be impounded in a licensed kennel.

§ 105-4. Notification of owners of licensed dogs.

Owners of licensed dogs are to be notified by registered or certified mail, with return receipt, that the dog is impounded and will be disposed of in five days if not claimed. Five days after the return receipt has been received, and the dog has not been claimed, the dog may be sold or destroyed in accordance with the 1982 Dog Law. *Editor's Note: See 3 P.S. § 459-101 et seq.*

§ 105-5. Unlicensed dogs.

Unlicensed dogs that are seized are to be held in such kennel for 48 hours, and, if not claimed, may be destroyed in accordance with the 1982 Dog Law.

§ 105-6. Threatening dogs.

Dogs that, in the opinion of any police officer or Dog Warden, constitute a threat to public health and welfare may be killed by the police or Dog Warden.

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§ 105-7. Violations and penalties.

- A. The first time a dog is seized, the owner shall pay a fine of \$15 to the Borough of New Hope as well as reasonable fees for keeping the animal in a kennel.
- B. The second time a dog is seized, a fine of up to \$100 may be assessed, plus the costs of keeping the animal.
- C. Any person allowing an animal to run at large a third time in violation of this article shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 and costs, or in default of payment thereof, shall be subject to imprisonment for a term not to exceed 30 days.

ARTICLE II. Defecation on Public Property

[Adopted 8-12-1996 by Ord. No. 1996-3 (Ch. 2, Part 2 of the 1990 Code)]

§ 105-8. Definitions.

For the purpose of this article, the following words shall have the following meanings:

ANIMAL

Any domestic pet, including, but not limited to, dogs and cats or any domesticated wild animals kept as pets, including, but not limited to, raccoons, skunks, ferrets and like creatures.

§ 105-9. Animal defecation on public and private property restricted.

A person having possession, custody or control of any animal shall not permit such animal to defecate or urinate:

- A. Upon any gutter, street, driveway, alley, curb or sidewalk in the Borough of New Hope.
- B. Upon the floors or stairways of any building or place frequented by the public or used in common by the tenants.
- C. Upon the outside walls, walkways, driveways, alleys, curbs or stairways of any building abutting on a public street or park.
- D. Upon the grounds of any public park or public area.
- E. Upon any private property other than the property of the owner of such animal.

§ 105-10. Disposal of animal feces.

Any person having possession, custody or control of any animal which defecates or urinates in any area other than the private property of the owner of the animal as prohibited in § [105-9](#) shall be required to immediately remove any feces or waste from such surface and either:

- A. Carry same away for disposal in a sanitary facility.

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B. Place same in a nonleaking container for deposit in a trash or litter recepta

§ 105-11. Dogs accompanying blind or handicapped persons exempted.

The provisions of §§ [105-9](#) and [105-10](#) hereof shall not apply to a guide dog accompanying any blind person, or to a dog used to assist any other physically handicapped person.

§ 105-12. Violations and penalties.

Any person, firm or corporation who shall violate any provision of this article shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600 or to imprisonment for a term not to exceed 30 days.

ARTICLE IV. Feeding and Supplying Salt to Deer

[Adopted 7-13-2004 by Ord. No. 2004-3]

§ 105-17. Feeding or supplying salt to deer prohibited.

No person shall purposely or knowingly feed or supply salt to white tailed deer in said Borough on lands either publicly or privately owned.

§ 105-18. Placement of feed to prevent access by deer.

It shall be assumed that the person is purposely or knowingly feeding or supplying salt to deer unless the feed or salt is placed on a platform that is raised at least four feet off the ground and has a lip around the edge of the platform or the feed is placed on a platform that is raised five feet off the ground, or the feed or salt is placed in a feeder whose opening is sufficiently restricted so as to prevent deer from accessing the feed.

§ 105-19. Exceptions.

A. Nothing in this article shall affect state, county, or regional deer management plans or anyone possessing a special deer management permit that has been issued by any governmental agency.

B. Nothing in this article shall affect any hunter legally engaged in baiting for the purpose of hunting pursuant to a valid hunting license on lands that allow hunting. It is acknowledged that hunting within New Hope Borough itself is extremely limited.

§ 105-20. Violations and penalties.

Any person who shall violate any of the provisions of this article shall, upon first summary conviction thereof, be punishable by a minimum fine of up to \$100. Each violation of any of the provisions of this article shall be deemed to be a separate and distinct offense. When second

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and/or subsequent violations are committed by the same person or entity within any twelve-month period, the fine shall be double the amount of the previous fine up to a maximum of \$1,000 for each separate and distinct offense.

ARTICLE II. Traffic Regulations

§ 259-10. Maximum speed limits established on certain streets.

[Amended 9-14-2004 by Ord. No. 2004-12]

A. Maximum speed limits are established on portions of specified streets, as follows, and it shall be unlawful for any person to drive a vehicle on any part of a street where a maximum speed limit applies at a higher speed than the maximum prescribed for that part of the street.

B. Pursuant to Title 75 of the Pennsylvania Consolidated Statutes, Borough Ordinance No. 2003-10, and by agreement with the **Riverwoods of New Hope Community Association**, the Borough of New Hope is authorized to enforce the speeding laws of the commonwealth by police authority in the Riverwoods development. Consequently, maximum speed limits are established on portions of specified streets in the Riverwoods development, as follows, and it shall be unlawful for any person to drive a vehicle, on any part of a street where a maximum speed limit applies, at a higher speed than the maximum prescribed for that part of the street.

| Street | Location | Maximum Speed Limit (mph) |
|-----------------------|---------------|---------------------------|
| Bridgewater Drive | Entire length | 25 |
| Deer Path | Entire length | 25 |
| Hidden Court | Entire length | 25 |
| Lakeview Drive | Entire length | 25 |
| Madison Court | Entire length | 25 |
| Pinewood Circle | Entire length | 25 |
| Riverview Circle | Entire length | 25 |
| Riverwoods Drive | Entire length | 25 |
| Rolling Hills Court | Entire length | 25 |
| Summer Lea Court | Entire length | 25 |
| West Riverwoods Drive | Entire length | 25 |

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§ 259-22. Stop intersections established.

[Amended 9-14-2004 by Ord. No. 2004-12]

A. The following intersections are established as stop intersections, and official stop signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street (the intersecting or through street) on the first-named street (the stop street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first-named or stop street, in the direction indicated in each case, shall stop the vehicle as required by Section 3323(b) of the Vehicle Code, *Editor's Note: See 75 Pa. C.S.A. § 3323(b)*, and shall not proceed into or across the second-named or intersecting or through street until he or she has followed all applicable requirements of that section of the law.

B. Pursuant to Title 75 of the Pennsylvania Consolidated Statutes, Borough Ordinance No. 2003-10, and by agreement with the **Riverwoods of New Hope Community Association**, the Borough of New Hope is authorized to enforce the traffic control laws of the commonwealth by police authority in the Riverwoods development. Consequently, the following intersections in the Riverwoods Development are established as stop intersections, and official stop signs shall be erected (or are ratified if previously erected) in such a position as to face traffic approaching the second-named street (the intersecting or through street) on the first-named street (the stop street) in the direction or directions indicated for that intersection. Every driver of a vehicle approaching the intersection on the first-named or stop street, in the direction indicated in each case, shall stop the vehicle as required by Section 3323(b) of the Vehicle Code, *Editor's Note: See 75 Pa. C.S.A. § 3323(b)*, and shall not proceed into or across the second-named or intersecting or through street until he or she has followed all applicable requirements of that section of the law.

| Stop Street | Intersecting or Through Street | Direction of Travel |
|--------------------|---------------------------------------|----------------------------|
| Bridgewater Drive | George Kaufman Way | Westbound |
| Bridgewater Drive | West Riverwoods Drive | Eastbound |
| Hidden Court | Riverwoods Drive | Southbound |
| Lakeview Drive | Deer Path | Eastbound |
| Lakeview Drive | West Riverwoods Drive | Westbound |
| Madison Court | Deer Path | Southbound |
| Pinewood Circle | Deer Path | Westbound |
| Riverview Circle | Deer Path | Westbound |

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| Stop Street | Intersecting or Through Street | Direction of Travel |
|-----------------------|---------------------------------------|---|
| Riverwoods Drive | Deer Path | East-, West- and Southbound (three-way) |
| Rolling Hill Court | George Kaufman Way | Southbound |
| Summer Lea Court | Bridgewater Drive | Southbound |
| West Riverwoods Drive | Riverwoods Drive | Southbound |

ARTICLE I. Snow and Ice Removal

[Adopted 11-9-1877 by Ord. No. 8; amended in its entirety 1-14-2003 by Ord. No. 2003-4 (Ch. 21, Part 2B of the 1990 Code)]

§ 233-1. Snow and ice to be removed from sidewalks and pedestrian walkways.

The property owner of the land abutting the sidewalk or other paved pedestrian walkway is responsible for the removal of snow and/or ice from said sidewalk or pedestrian walkway within 24 hours after the end of said precipitation. The prescribed areas must be substantially free of snow and/or ice so as to allow safe and convenient pedestrian passage.

§ 233-2. Violations and penalties.

A. Any property owner who does not clear or cause be cleared the sidewalk or other paved pedestrian walkway abutting their property pursuant to § [233-1](#) shall be issued a non-traffic summons and fined as follows:

- (1) First offense: \$25.
- (2) Second offense: \$75.
- (3) Third and subsequent offenses: \$150.

B. The number of offenses for any property owner shall be reset to zero on November 1 of each year.

C. If the owner does not clear the sidewalk or pedestrian walkway within the time proscribed herein, the Borough will use its best efforts based on Borough snow removal priorities to clear and/or salt and sand the sidewalk or pedestrian walkway. The owner will be billed \$25 for such cleaning in addition to the fine imposed. The Borough assumes no liability by clearing and/or salting because of the owner's failure to comply with this article.

D. Any person failing to pay the fine and/or costs specified in this section shall, upon conviction by a District Justice, be subject to a fine of not less than \$300 or more than \$600.