

**BOROUGH OF CASTLE SHANNON**

**ORDINANCE NUMBER 906**

**AN ORDINANCE OF THE BOROUGH OF CASTLE SHANNON,  
PENNSYLVANIA, PROHIBITING THE FEEDING OF WILD ANIMALS,  
INCLUDING DEER, WITHIN THE BOROUGH AND PROVIDING  
PENALTIES FOR VIOLATION**

Whereas, the Borough Council of the Borough of Castle Shannon, after public hearing, has determined that it has been well established that the feeding of wild animals and waterfowl is both detrimental to the animals and causes a public health nuisance and safety hazard that is detrimental to the health and general welfare of the public and feeding wild animals upsets the ecosystem and can lead to property damage, and

Whereas, an increasing population of deer within the Borough increases the possibility of deer – vehicle collisions, transmission of disease from deer to humans and pets, poses a threat to native plant and animal life, and causes damage to landscaping and vegetable gardens, and

Whereas, Borough Council has determined that it is necessary and appropriate and in the best interest of the public health, safety and general welfare of its residents to prohibit the feeding of all wild animals, including deer, within the borders of the Borough..

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Castle Shannon, in lawful session duly assembled, and it is hereby ORDAINED AND ENACTED as follows:

**SECTION 1**

As used in this ordinance the following terms, phrases, words, and their derivations shall have the meanings stated herein:

"Wild animal" shall include any animal, which is not normally domesticated in this state, including but not limited to deer, feral cats, groundhogs, opossums, raccoons, skunks, rodents, bears, foxes, coyotes and waterfowl.

"Person" shall mean any individual, corporation, company, partnership, firm, or association.

**SECTION 2**

No person shall knowingly, purposely or intentionally feed any wild animal, cause wild animals to be fed or provide food to wild animals in the Borough of Castle Shannon

on any public or private property. This prohibition includes, but is not limited to, disbursement of food on the ground, at a feeding station, in a feeding device, or in a container of any form; providing a salt or mineral lick/block; or any other means which serves to provide feed to any wild animals in the Borough of Castle Shannon.

### **SECTION 3**

A person shall be deemed to have knowingly, purposely or intentionally fed wild animals, caused wild animals to be fed, or provided food to wild animals if the person places, or allows to be placed, wheat, pelleted livestock food, corn in any form, fruit, vegetables, hay or alfalfa, human food scraps, any form of commercially sold wildlife feed, birdseed or livestock feed, or any other edible matter that wild animals will consume on the ground or within the reach of wild animals. This prohibition shall include allowing residue that wild animals will consume to remain underneath a birdfeeder. This prohibition shall not include live vegetation such as ornamental landscaping, flowers, trees, vines, vegetable gardens, edible matter located either in an enclosed building or stored in a securely sealed package, or unmodified commercially purchased bird feeders or their equivalent when placed out of the reach of wild animals.

### **SECTION 4**

Any person who violates this Ordinance shall, upon notification from the Borough, immediately and permanently remove feed and feeding devices utilized to feed deer, and discontinue the activity for which the notification was given. If a person promptly complies with such notification, no penalties will be sought. If a person fails to comply with such notification or who complies with such notification but violates this Ordinance for a second time within one year shall be subject to a fine of not less than Twenty-Five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00) for each offense plus the costs of prosecution. Each day that a violation of this Ordinance occurs or continues shall be considered a separate offense.

### **SECTION 5**

Any ordinance or part of ordinance conflicting with the provisions of this ordinance are hereby repealed to the extent of such conflict.

### **SECTION 6**

If any provision of this ordinance shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions which shall continue in full force and effect.

**SECTION 7**

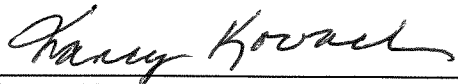
This ordinance shall be in full force and effect immediately upon and after its final passage.

ORDAINED AND ENACTED INTO LAW THIS 12<sup>th</sup> DAY OF September, 2016.

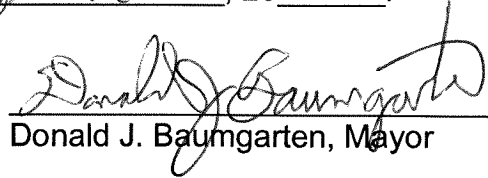
ATTEST

BOROUGH OF CASTLE SHANNON

  
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Thomas C. Hartwick  
Borough Manager/Secretary

  
\_\_\_\_\_  
Nancy Kovach  
President of Council

Examined and Approved this 12<sup>th</sup> day of September, 2016.

  
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Donald J. Baumgarten, Mayor