

BOROUGH OF DONORA
WASHINGTON COUNTY, PENNSYLVANIA

ORDINANCE NO. _____ OF 2026

**AN ORDINANCE OF THE BOROUGH OF DONORA, WASHINGTON COUNTY, PENNSYLVANIA,
REGULATING THE KEEPING, MAINTENANCE, HOUSING, IDENTIFICATION, HEALTH, SANITATION
AND CONTROL OF CHICKENS, HENS, DUCKS, GOATS AND OTHER DOMESTICATED ANIMALS;
PROHIBITING ROOSTERS IN RESIDENTIAL ANIMAL-KEEPING OPERATIONS; ESTABLISHING
REQUIREMENTS FOR ANIMAL VACCINATION, INOCULATION, DISEASE PREVENTION,
BIOSECURITY AND QUARANTINE; ESTABLISHING A POULTRY BANDING AND IDENTIFICATION
PROGRAM; REGULATING ANIMAL NOISE, ODOR, WASTE, ENCLOSURES AND RUNNING AT
LARGE; ESTABLISHING REGISTRATION, INSPECTION AND ENFORCEMENT PROCEDURES;
ESTABLISHING PENALTIES FOR VIOLATIONS; AND PROVIDING FOR SEVERABILITY, REPEAL AND
EFFECTIVE DATE.**

WHEREAS The Borough Council of the Borough of Donora recognizes that the keeping of domesticated animals, poultry and certain small livestock within residential areas can provide personal, educational, recreational and household benefits to residents; and

WHEREAS The Borough Council further recognizes that improperly maintained animals may create conditions affecting the public health, safety and welfare, including excessive noise, offensive odors, accumulation of animal waste, attraction of vermin, unsanitary conditions, escaped animals and potential transmission of communicable or zoonotic diseases; and

WHEREAS The Pennsylvania Borough Code authorizes boroughs to enact ordinances regulating the keeping or running at large of livestock, fowls and other animals, including provisions concerning their seizure and detention, subject to applicable Pennsylvania law and limitations concerning agricultural operations;

WHEREAS The Borough Council recognizes the Commonwealth of Pennsylvania's regulatory authority over animal health, poultry disease, quarantine, testing, movement and other animal-health matters; and

WHEREAS The Pennsylvania Department of Agriculture currently identifies numerous reportable poultry diseases and maintains disease-control, biosecurity, quarantine and reporting requirements applicable to poultry and other animals;

WHEREAS The Borough Council desires to establish reasonable local standards that complement, rather than conflict with, applicable federal and Pennsylvania animal-health requirements; and

WHEREAS The Borough Council further desires to establish reasonable requirements for the identification and banding of residential poultry to assist in determining ownership, enforcing animal-number limitations, investigating complaints, addressing animals running at large and assisting governmental authorities during animal-health emergencies; and

WHEREAS The Borough Council finds that the regulation of animal noise, odor, sanitation, waste, enclosure and disease prevention is necessary to protect the public health, safety and welfare of Borough residents; and

WHEREAS The Borough Council intends this Ordinance to regulate limited residential animal keeping and not to unlawfully prohibit, burden or interfere with any normal agricultural operation protected by Pennsylvania law; and

WHEREAS The Borough Council has determined that this Ordinance is necessary and appropriate for the public health, safety and general welfare of the residents of the Borough of Donora;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of Donora, Washington County, Pennsylvania, and it is hereby ordained and enacted as follows:

ARTICLE I - GENERAL PROVISIONS

§ 101. Short Title.

This Ordinance shall be known and may be cited as the:

"Borough of Donora Animal, Poultry, Livestock and Animal Nuisance Ordinance."

§ 102. Purpose.

The purpose of this Ordinance is to:

- A. Protect public health, safety and welfare;
- B. Establish reasonable standards for the keeping of domesticated animals, poultry and limited small livestock;
- C. Prevent animals from running at large;

- D. Prevent excessive or unreasonable animal noise;
 - E. Prevent offensive or unreasonable odors;
 - F. Prevent the accumulation of animal waste and unsanitary conditions;
 - G. Reduce the potential for transmission of communicable, infectious and zoonotic diseases;
 - H. Establish reasonable animal-health and biosecurity requirements;
 - I. Establish identification and banding requirements for poultry;
 - J. Establish reasonable standards for animal enclosures;
 - K. Establish enforcement mechanisms and penalties; and
 - L. Establish regulations that are consistent with applicable federal and Pennsylvania law.
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§ 103. Applicability.

This Ordinance shall apply to the keeping, harboring, maintaining or possession of animals within the Borough to the extent authorized by law.

Nothing contained herein shall be construed to prohibit an animal or agricultural use that is expressly protected from municipal regulation by federal or Pennsylvania law.

§ 104. Relationship with Zoning Ordinance.

- A. This Ordinance regulates animal ownership and animal-related conditions.
- B. The Borough Zoning Ordinance separately regulates land use, structures, setbacks, districts and permitted uses.
- C. Compliance with this Ordinance shall not constitute zoning approval.
- D. Approval under the Borough Zoning Ordinance shall not constitute compliance with this Ordinance.
- E. A person seeking to maintain animals shall comply with both the applicable zoning requirements and this Ordinance.

F. Where a conflict exists between this Ordinance and a mandatory requirement of federal or Pennsylvania law, the federal or state requirement shall control to the extent of the conflict.

ARTICLE II - DEFINITIONS

§ 201. Definitions.

For purposes of this Ordinance, the following terms shall have the meanings set forth below:

ANIMAL - Any living domesticated creature maintained, possessed or controlled by a person.

ANIMAL ENCLOSURE - A coop, shelter, pen, run, fenced area, hutch, barn, shed or other structure or area intended to contain an animal.

ANIMAL OWNER - Any person who owns, possesses, keeps, harbors, maintains, feeds, controls or exercises custody over an animal.

BIOSECURITY - Measures or management practices intended to prevent the introduction and spread of disease or harmful biological agents among animals or between animals and humans.

CHICKEN - A domesticated fowl of the species *Gallus gallus domesticus*.

HEN - A female chicken.

POULTRY - Domesticated chickens, hens, ducks and other domesticated fowl maintained for personal, non-commercial purposes.

ROOSTER - An adult male chicken.

GOAT - A domesticated member of the species *Capra aegagrus hircus*.

MANURE MANAGEMENT PLAN (MMP) — A written plan developed and implemented in accordance with applicable requirements of the Pennsylvania Department of Environmental Protection, including 25 Pa. Code § 91.36(b) and the Department's current Manure Management Manual, establishing practices for the collection, storage, handling, transport and land application of animal manure and agricultural process wastewater for the protection of surface water and groundwater.

MINIATURE GOAT - A pygmy, Nigerian Dwarf, miniature or similarly small domesticated goat.

LIVESTOCK - Domesticated animals commonly maintained for agricultural or commercial purposes, including cattle, horses, sheep, swine and goats.

NON-COMMERCIAL - Not maintained, operated or conducted primarily for the purpose of selling animals, animal products or services for monetary compensation.

POULTRY BAND - A leg band, identification ring, numbered band or other approved identification device attached to poultry for identification purposes.

RESIDENTIAL ANIMAL KEEPING - The limited, non-commercial keeping of permitted animals as an accessory use to a lawful residential use.

ROOSTER - A male chicken of any age that has reached sexual maturity or otherwise exhibits male characteristics.

RUNNING AT LARGE - An animal being outside the owner's lawful property or designated enclosure without being under the immediate physical control of the owner or custodian.

ARTICLE III - PERMITTED RESIDENTIAL ANIMALS

§ 301. Permitted Residential Poultry.

Subject to applicable zoning requirements, a lawful one-family residential property may maintain:

- A. Up to four (4) hens;
 - B. Up to two (2) ducks; and
 - C. Other poultry specifically approved by the Borough where authorized by applicable zoning and law.
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§ 302. Goats.

A. A residential property may maintain up to two (2) miniature goats, subject to:

1. Applicable zoning requirements;
2. Minimum lot and setback requirements;
3. Appropriate fencing;
4. Sanitation requirements;
5. Noise requirements;
6. Odor requirements;
7. Waste-management requirements; and
8. All applicable state and federal requirements.

B. Full-size goats shall not be maintained as part of the limited residential animal-keeping use unless otherwise permitted by the Borough Zoning Ordinance and applicable law.

§ 303. Roosters Prohibited.

A. Absolute Residential Prohibition.

Roosters are prohibited within residential animal-keeping operations regulated by this Ordinance.

No person shall knowingly:

1. Keep;
2. Harbor;
3. Maintain;
4. Possess;
5. Breed; or
6. Permit a rooster to remain

on residential property within the Borough.

B. Removal.

A rooster discovered on residential property shall be removed within seventy-two (72) hours after notice from the Borough unless the Borough determines that immediate removal is necessary because of a public-health, public-safety or animal-welfare concern.

C. Newly Acquired Poultry.

A person acquiring chicks, juvenile poultry or other birds shall take reasonable measures to determine their sex and shall not knowingly retain a rooster.

D. Agricultural Operations.

Nothing in this Section shall be interpreted to unlawfully interfere with a normal agricultural operation protected by Pennsylvania law.

ARTICLE IV - PROHIBITED ANIMAL USES

§ 401. Commercial Operations.

The following shall not be authorized as residential animal keeping under this Ordinance:

- A. Commercial animal breeding;
 - B. Commercial poultry production;
 - C. Commercial livestock production;
 - D. Commercial boarding;
 - E. Commercial animal kennels;
 - F. Slaughtering operations;
 - G. Feedlots;
 - H. Hatcheries operated for commercial purposes;
 - I. Commercial animal processing;
 - J. Animal auctions; or
 - K. Any other commercial animal enterprise not expressly authorized by the Borough Zoning Ordinance.
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§ 402. Prohibited Animals.

Nothing in this Ordinance shall authorize:

- A. Dangerous wild animals;
 - B. Exotic animals requiring a state or federal permit;
 - C. Protected wildlife;
 - D. Regulated wildlife;
 - E. Animals prohibited by Pennsylvania law;
 - F. Animals requiring a permit that the owner does not possess; or
 - G. Any animal whose possession violates applicable federal or state law.
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ARTICLE V - REGISTRATION

§ 501. Registration Required.

Before maintaining poultry or goats pursuant to this Ordinance, the owner shall register the animal-keeping location with the Borough.

§ 502. Registration Information.

The registration shall contain:

- A. Owner's name;
 - B. Property address;
 - C. Telephone number and/or email address;
 - D. Number and type of animals;
 - E. Poultry identification numbers, when applicable;
 - F. Description of animal enclosure;
 - G. Emergency contact information, where required; and
 - H. Any other information reasonably necessary for enforcement of this Ordinance.
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§ 503. Registration Renewal.

The Borough may require annual confirmation of registration.

No registration requirement shall be interpreted to supersede or replace any registration requirement imposed by the Pennsylvania Department of Agriculture.

ARTICLE VI - POULTRY BANDING AND IDENTIFICATION**§ 601. Purpose.**

The Borough establishes poultry identification requirements to assist with:

- A. Establishing ownership;
- B. Enforcing poultry-number limitations;
- C. Investigating animals running at large;
- D. Investigating complaints;
- E. Identifying animals during disease-control situations; and
- F. Protecting public health and animal welfare.

§ 602. Banding Required.

Each chicken, hen or duck maintained under this Ordinance shall be identified by an approved poultry band or other identification device when required by the Borough.

§ 603. Band Requirements.

A poultry band shall:

- A. Be appropriate to the animal's size;
 - B. Not cause injury;
 - C. Not restrict circulation;
 - D. Remain reasonably legible;
 - E. Be securely attached; and
 - F. Contain an identification number or other identifier approved by the Borough.
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§ 604. Borough Identification Number.

The Borough may issue a unique identification number for each bird or flock as necessary to administer this Ordinance.

§ 605. Prohibited Band Alteration.

No person shall:

- A. Remove a required identification band for the purpose of avoiding identification;
 - B. Alter an identification number;
 - C. Transfer a Borough-issued band to another bird without authorization;
 - D. Duplicate an identification band;
 - E. Intentionally damage an identification device; or
 - F. Use an identification device for the purpose of misleading a Borough official.
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§ 606. Replacement.

A lost, damaged or unreadable band shall be replaced within a reasonable period established by the Borough.

A band causing injury shall be replaced or removed immediately.

§ 607. Transfer or Disposition.

When a banded animal is permanently sold, transferred, deceased or removed from the Borough, the owner shall update the Borough's registration record where required.

ARTICLE VII - VACCINATION, INOCULATION AND ANIMAL HEALTH

§ 701. General Requirement.

All animals subject to vaccination, inoculation, testing, quarantine or disease-control requirements imposed by federal or Pennsylvania law shall be maintained in compliance with those requirements.

§ 702. Veterinary Care.

Owners shall provide animals with appropriate veterinary care when necessary to prevent unnecessary suffering or the spread of communicable disease.

§ 703. Poultry Disease Prevention.

Owners of poultry shall take reasonable measures to prevent the introduction and spread of infectious disease.

Such measures may include:

- A. Appropriate sanitation;
- B. Cleaning and disinfection of equipment;
- C. Limiting unnecessary contact with wild birds;
- D. Controlling rodents and other disease vectors;
- E. Maintaining clean food and water sources;

F. Promptly isolating sick animals when appropriate; and

G. Following applicable Pennsylvania Department of Agriculture disease-control directives.

The Pennsylvania Department of Agriculture specifically recommends backyard-poultry biosecurity practices such as restricting access, cleaning and disinfecting footwear, controlling birds and rodents, minimizing wild-bird contact and eliminating standing water.

§ 704. Vaccination and Inoculation.

A. Where vaccination or inoculation is required by applicable federal or Pennsylvania law, the owner shall comply.

B. Where a licensed veterinarian determines that a vaccination or inoculation is medically appropriate for a particular animal and such vaccination is lawfully available and recognized for that species, the owner is encouraged to maintain the animal in accordance with veterinary recommendations.

C. Nothing in this Ordinance shall require a vaccination that is prohibited by law or medically contraindicated.

§ 705. Documentation.

Where reasonably necessary because of a suspected communicable disease, quarantine, outbreak or other legitimate health concern, the Borough may require reasonable documentation of:

A. Vaccination;

B. Inoculation;

C. Veterinary examination;

D. Disease testing;

E. Quarantine compliance; or

F. Other applicable animal-health requirements.

§ 706. Reportable Diseases.

Nothing in this Ordinance shall replace or supersede Pennsylvania's animal-disease reporting requirements.

Owners shall comply with applicable reporting requirements established by the Pennsylvania Department of Agriculture.

Pennsylvania currently identifies numerous reportable poultry diseases, including avian influenza, Newcastle disease, fowl cholera, fowl pox, fowl typhoid and other diseases.

§ 707. Suspected Avian Influenza.

Where an owner reasonably suspects avian influenza or another serious reportable poultry disease:

- A. The owner shall not knowingly sell, transfer or relocate affected birds contrary to applicable law or quarantine requirements;
- B. The owner shall promptly contact a licensed veterinarian and/or the Pennsylvania Department of Agriculture as appropriate; and
- C. The owner shall comply with all applicable state and federal quarantine, testing and movement requirements.

Pennsylvania currently directs persons who suspect avian influenza in poultry to contact the Department of Agriculture's Bureau of Animal Health and Diagnostic Services.

ARTICLE VIII - ANIMAL HOUSING AND ENCLOSURES

§ 801. General Requirements.

All animal enclosures shall:

- A. Be structurally sound;
- B. Be maintained in good repair;
- C. Prevent escape;
- D. Protect animals from weather conditions;

- E. Provide adequate ventilation;
 - F. Provide adequate access to clean water;
 - G. Provide adequate food;
 - H. Be maintained in a sanitary condition;
 - I. Prevent accumulation of excessive waste; and
 - J. Comply with applicable zoning and building requirements.
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§ 802. Fencing.

Goats and other animals capable of escaping shall be maintained within fencing sufficient to prevent escape.

§ 803. Animal Shelters.

Animal shelters shall provide adequate space and protection from:

- A. Excessive heat;
 - B. Excessive cold;
 - C. Precipitation;
 - D. Wind; and
 - E. Other reasonably foreseeable weather conditions.
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ARTICLE IX - SANITATION, WASTE AND ODOR

§ 901. Sanitation.

Animal areas shall be maintained in a clean and sanitary condition.

§ 902. Waste Removal.

Animal manure, bedding, feathers, feed waste and other animal-related waste shall be removed as frequently as reasonably necessary to prevent:

- A. Offensive odors;

- B. Attraction of rodents;
 - C. Attraction of insects;
 - D. Accumulation of flies;
 - E. Unsanitary conditions;
 - F. Runoff onto neighboring property; or
 - G. A public-health nuisance.
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§ 903. Storage of Manure.

Animal manure shall not be accumulated in a manner that creates an unreasonable nuisance.

§ 903A. Manure Management Plan.

A. Compliance with Pennsylvania Requirements.

Any person maintaining animals under this Ordinance who is subject to the manure-management requirements of the Pennsylvania Department of Environmental Protection ("DEP") shall comply with all applicable requirements of **25 Pa. Code § 91.36(b)**, as amended from time to time, and all applicable provisions of the Pennsylvania Department of Environmental Protection's current Manure Management Manual and related guidance.

B. Written Manure Management Plan Required Where Applicable.

Where animal manure or agricultural process wastewater is land applied, the owner or operator shall develop, maintain and implement a **written Manure Management Plan ("MMP")** in accordance with the requirements of 25 Pa. Code § 91.36(b), unless the land application is otherwise conducted pursuant to a DEP permit or approval, an approved Nutrient Management Plan, CAFO permit, or other legally applicable plan or authorization that satisfies the requirements of Pennsylvania law.

C. Implementation of Plan.

The owner or operator shall follow and implement the applicable written Manure Management Plan, including all applicable requirements concerning manure collection, storage, handling, transport, land application, setbacks, buffers, soil and manure testing, nutrient application rates, application methods, and protection of surface water and groundwater.

D. Records and Documentation.

Where required by Pennsylvania law or DEP, the owner or operator shall maintain records demonstrating implementation of the applicable Manure Management Plan and shall make such records available to DEP, the applicable county conservation district, or other governmental agency having lawful jurisdiction upon request.

E. No Borough Permit Substitution.

Compliance with this Ordinance shall not be construed as a substitute for any permit, approval, plan, registration, certification, or other authorization required by the Commonwealth of Pennsylvania or the United States Government.

F. State Law Controls.

Nothing in this Section shall be interpreted to impose a requirement less stringent than applicable Pennsylvania law. Where Pennsylvania law imposes a more stringent requirement concerning manure management, land application, nutrient management, manure storage, setbacks, buffers, or protection of water resources, the more stringent requirement shall control.

G. Applicability to Residential Animal Keeping.

The requirements of this Section shall apply to residential animal keeping to the extent the activity constitutes an agricultural operation or otherwise falls within the applicability of 25 Pa. Code § 91.36(b). Nothing herein shall be construed to require a Manure Management Plan where Pennsylvania law does not require one.

§ 904. Feed Storage.

Animal feed shall be stored in secure containers reasonably designed to prevent access by rodents, wildlife and other pests.

§ 905. Odor.

No person shall maintain animals in a manner that produces an unreasonable or persistent offensive odor that materially interferes with the use and enjoyment of neighboring property.

ARTICLE X - ANIMAL NOISE

§ 1001. General Noise Prohibition.

No person shall maintain an animal in a manner that creates unreasonable, excessive, continuous or repeated noise that substantially interferes with the reasonable use and enjoyment of neighboring property.

§ 1002. Poultry Noise.

The keeping of permitted hens or ducks shall not create unreasonable or persistent noise.

§ 1003. Rooster Noise.

Because roosters are prohibited under §303, no person may create a residential rooster-noise nuisance by keeping a rooster in violation of this Ordinance.

§ 1004. Goats.

Goats shall not be maintained in a manner that produces persistent, unreasonable or excessive vocalization that materially interferes with neighboring property.

§ 1005. Enforcement.

In determining whether animal noise constitutes a violation, the Borough may consider:

- A. Duration;
- B. Frequency;
- C. Time of day;
- D. Intensity;
- E. Repetition;
- F. Number of animals;
- G. Location;

H. Proximity to neighboring residences; and

I. Whether reasonable corrective measures could have prevented or reduced the noise.

ARTICLE XI - RUNNING AT LARGE

§ 1101. Prohibition.

No owner shall permit an animal to run at large.

§ 1102. Owner Responsibility.

The owner shall maintain reasonable physical controls sufficient to prevent animals from leaving the owner's property.

§ 1103. Escaped Animals.

An animal that repeatedly escapes may be subject to additional enforcement, including an order requiring improved fencing or enclosure.

ARTICLE XII - ANIMAL WELFARE

§ 1201. Humane Treatment.

No person shall intentionally or negligently maintain an animal in a condition that constitutes neglect or cruelty in violation of applicable Pennsylvania law.

§ 1202. Food and Water.

Animals shall have reasonable access to clean drinking water and appropriate food.

§ 1203. Sick or Injured Animals.

Owners shall take reasonable steps to obtain appropriate veterinary assistance for animals that are seriously ill or injured.

§ 1204. Dead Animals.

Animal carcasses shall be removed and disposed of in accordance with applicable law.

No animal carcass shall be abandoned on public or private property.

ARTICLE XIII - INSPECTION AND ENFORCEMENT

§ 1301. Enforcement Authority.

The Borough may enforce this Ordinance through the Borough's designated enforcement officers, Code Enforcement Officer, Police Department, Zoning Officer, or other official lawfully authorized by the Borough.

§ 1302. Notice of Violation.

Where a violation is observed, the Borough may issue a written notice identifying:

- A. The violation;
 - B. The corrective action required;
 - C. The deadline for compliance; and
 - D. The potential penalties for continued non-compliance.
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§ 1303. Immediate Public-Health Conditions.

Where conditions present an immediate threat to public health, public safety or animal welfare, the Borough may seek any remedy authorized by law, including emergency assistance from the appropriate county, state or federal agency.

§ 1304. Inspection.

The Borough may conduct reasonable inspections consistent with constitutional and statutory requirements.

Nothing herein authorizes warrantless entry into a private dwelling or other constitutionally protected area where a warrant, consent or other lawful authority is required.

ARTICLE XIV - PENALTIES

§ 1401. General Penalty.

Any person who violates any provision of this Ordinance shall, upon conviction before a Magisterial District Judge or other court of competent jurisdiction, be subject to:

A fine of not less than One Hundred Dollars (\$100.00) and not more than One Thousand Dollars (\$1,000.00), plus costs of prosecution, for each violation.

In default of payment, the violator may be subject to imprisonment to the extent authorized by Pennsylvania law.

§ 1402. Continuing Violations.

Each day that a violation continues after the expiration of the compliance period established by the Borough may constitute a separate violation, subject to applicable Pennsylvania law.

§ 1403. Separate Animals.

Where a violation involves multiple animals, each animal may constitute a separate violation where authorized by law.

§ 1404. Rooster Violations.

Because roosters are expressly prohibited from residential animal keeping:

- A. Each rooster maintained in violation of §303 may constitute a separate violation.
 - B. The Borough may require removal of the rooster in addition to any monetary penalty.
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§ 1405. Banding Violations.

Failure to properly identify required poultry, intentional removal of a required band, or intentional alteration or transfer of an identification device may constitute a separate violation.

§ 1406. Failure to Correct.

Failure to comply with an order to correct a violation may constitute a continuing violation.

ARTICLE XV - REMEDIES

§ 1501. Cumulative Remedies.

The remedies provided by this Ordinance shall be cumulative and shall not limit any other remedy available to the Borough under:

- A. The Pennsylvania Borough Code;
- B. The Pennsylvania Municipalities Planning Code;
- C. The Borough Zoning Ordinance;
- D. Other Borough ordinances;
- E. Pennsylvania law; or
- F. Federal law.

§ 1502. Injunctive Relief.

The Borough may seek injunctive or equitable relief where authorized by law.

§ 1503. Seizure and Impoundment.

Where authorized by Pennsylvania law, animals running at large or maintained in violation of this Ordinance may be subject to seizure, detention or other lawful disposition.

The Borough Code expressly authorizes boroughs to regulate livestock, fowl and other animals and to provide for seizure and detention, subject to applicable law.

ARTICLE XVI - AGRICULTURAL OPERATIONS AND STATE LAW

§ 1601. Agricultural Protection.

Nothing in this Ordinance shall be interpreted or enforced in a manner that unlawfully prohibits, limits or restricts a normal agricultural operation protected by Pennsylvania law.

§ 1602. State and Federal Requirements.

Where federal or Pennsylvania law establishes an animal-health, disease-control, vaccination, testing, quarantine, movement, identification or agricultural requirement applicable to an animal or operation, that requirement shall remain controlling.

§ 1603. Pennsylvania Department of Agriculture.

The Borough shall cooperate with the Pennsylvania Department of Agriculture concerning animal-health emergencies, reportable diseases, quarantine, testing and disease-control matters.

§ 1604. Other Governmental Agencies.

Nothing in this Ordinance shall limit the jurisdiction or authority of:

- A. Pennsylvania Department of Agriculture;
 - B. Pennsylvania Department of Health;
 - C. Pennsylvania Game Commission;
 - D. Pennsylvania Fish and Boat Commission;
 - E. Pennsylvania Department of Conservation and Natural Resources;
 - F. United States Department of Agriculture;
 - G. United States Fish and Wildlife Service; or
 - H. Any other governmental agency having lawful jurisdiction.
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ARTICLE XVII - NONCONFORMING AND EXISTING ANIMALS

§ 1701. Existing Animals.

Upon the effective date of this Ordinance, existing animals that do not comply with the newly established residential animal limits shall be addressed in accordance with applicable nonconforming-use principles and the compliance provisions established by the Borough.

§ 1702. Existing Roosters.

Any rooster existing on residential property on the effective date of this Ordinance shall be removed within thirty (30) days after written notice from the Borough.

No new rooster may be acquired or introduced after the effective date.

§ 1703. Existing Poultry.

Existing poultry shall be registered and identified in accordance with this Ordinance within the period established by the Borough following enactment.

ARTICLE XVIII - ADMINISTRATION

§ 1801. Rules and Forms.

The Borough may establish reasonable administrative forms and procedures necessary to implement this Ordinance, including:

- A. Animal registration forms;
 - B. Poultry registration forms;
 - C. Banding records;
 - D. Inspection forms;
 - E. Violation notices; and
 - F. Compliance certifications.
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§ 1802. Fees.

Council may establish reasonable administrative fees by separate Resolution where authorized by law.

ARTICLE XIX - SEVERABILITY

§ 1901. Severability.

If any section, subsection, paragraph, sentence, clause or provision of this Ordinance is declared invalid, unconstitutional or unenforceable by a court of competent jurisdiction, such decision shall not affect the remaining provisions of this Ordinance.

The Borough Council declares that it would have enacted the remaining provisions notwithstanding the invalidity of any particular provision.

ARTICLE XX - REPEAL

§ 2001. Repealer.

All ordinances or portions of ordinances inconsistent with this Ordinance are hereby repealed only to the extent of such inconsistency.

All other ordinances and provisions of the Borough of Donora shall remain in full force and effect.

ARTICLE XXI - CODIFICATION

§ 2101. Codification.

This Ordinance shall be incorporated into the Code of Ordinances of the Borough of Donora.

The Borough Secretary, Borough Solicitor and/or codifier are authorized to make substantive numbering, formatting, grammatical and editorial changes as may be necessary for codification.

ARTICLE XXII - EFFECTIVE DATE

§ 2201. Effective Date.

This Ordinance shall become effective immediately upon enactment, publication and completion of all other requirements of applicable Pennsylvania law.

ENACTMENT

ENACTED AND ORDAINED by the Borough Council of the Borough of Donora, Washington County, Pennsylvania, **this** _____ **day of** _____, **2026.**

BOROUGH OF DONORA
BOROUGH COUNCIL

Casey J. Perrotta
President of Council

Date: _____, 2026

APPROVED:

Donald E. Pavelko
Mayor, Borough of Donora

Date: _____, 2026

ATTEST:

Michael J. Thornton
Borough Secretary

Date: _____, 2026

ATTORNEY REVIEW:

I have reviewed the foregoing Ordinance for form and legality.

Steven M. Toprani
Borough Solicitor

Date: _____, 2026