

**ORDINANCE NO. 23 – 1**

**AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF HANOVER, COUNTY OF NORTHAMPTON, COMMONWEALTH OF PENNSYLVANIA AMENDING THE TOWNSHIP OF HANOVER CODE OF CODIFIED ORDINANCES, CHAPTER 44 ANIMALS; ADD A NEW ARTICLE III CONTROL OF HORSES TO PROVIDE REGULATIONS FOR CERTAIN EQUINE RELATED ACTIVITIES WITHIN THE TOWNSHIP TO ITS ORDINANCE AND REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT HEREWITH.**

*WHEREAS*, the Board of Supervisors of the Township of Hanover, Northampton County, Pennsylvania have enacted, by Ordinance, regulations dealing, in part with Animals, which Ordinance has been amended from time to time; and

*WHEREAS*, the Board of Supervisors of the Township of Hanover, Northampton County, Pennsylvania has determined that it would be in the best interest of the Township of Hanover to amend its Ordinance to provide regulations for certain equine related activities for the health, safety, and welfare of its residents.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Board of Supervisors of Hanover Township, Northampton County, Pennsylvania as follows:

**SECTION 1.** The Board, under the powers vested in them by the "Second Class Township Code" and the "Pennsylvania Municipalities Planning Code," as amended, as well as other laws of the Commonwealth of Pennsylvania, do hereby ordain and enact the following amendment to the Code of Codified Ordinances of the Township of Hanover, as amended.

**SECTION 2.** Chapter 44 Animals is amended to add the following:

**“Article III Control of Horses**

**§44-24 Definitions.**

For the purpose of this article, the following terms shall have the following meanings unless otherwise indicated:

**HORSE**

Both male and female horses.

**MANURE BAG**

A device designed to attach to the rear end of the horse to catch manure to prevent dropping and accumulating onto roadways.

**ORDINANCE ENFORCEMENT OFFICER**

The Code Enforcement Officer of Hanover Township, Northampton County, Pennsylvania, or an officer of the Colonial Regional Police Department who shall be authorized and directed to enforce this article.

**RIDER**

Any person having lawful possession of a horse while riding said animal on, or by virtue of willfully and voluntarily taking control of the horse in some other manner, with or without a carriage, while the animal is on a roadway within limits of the Township of Hanover, Northampton County, Pennsylvania.

**TOWNSHIP**

Hanover Township, Northampton County, Pennsylvania

**§ 44-25 Nuisances prohibited**

A. On or after the effective date of this article, it shall be unlawful for any Rider of a Horse, with or without a carriage, on a Township roadway, street or throughfare to be ridden or walked without a Manure Bag affixed to the animal for the purposes of catching manure.

**§ 44-26 Interference with Enforcement Officer.**

A. Interference with an Ordinance Enforcement Officer in the enforcement of this article shall constitute a violation of the same.

**§ 44-28 Violations and penalties.**

Any person who violates or permits a violation of this article shall, upon conviction in a summary proceeding brought before a District Justice under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not less than \$100 nor more than \$1,000, plus costs of prosecution. In default of payment thereof, the defendant may be sentenced to imprisonment for a term not exceeding 90 days. Each day or portion thereof that such violation continues or is permitted to continue shall constitute a separate offense, and each section of this article that is violated shall also constitute a separate offense.”

**SECTION 3.** All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** The provisions of this Ordinance shall be severable and if any provision thereof shall be declared unconstitutional, illegal or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent of the Township that this Ordinance would have been enacted had such unconstitutional, illegal or invalid provision(s) not been included herein.

**SECTION 5.** This Ordinance shall become effective within five (5) days of enactment.

**ENACTED AND ORDAINED** at a regular meeting of the Board of Supervisors of the Township of Hanover, County of Northampton on this 27 day of June, 2023.

**ATTEST:**

**BOARD OF SUPERVISORS,  
HANOVER TOWNSHIP,  
NORTHAMPTON COUNTY,  
PENNSYLVANIA**

By: Christina Thomas  
**CHRISTINA THOMAS,**  
Secretary

By: John D. Nagle  
**JOHN D. NAGLE,**  
Vice Chairman

I hereby certify that the within is a true and correct copy of the proposed Ordinance in this matter.

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James L. Broughal, Esquire  
Solicitor  
Hanover Township, Northampton County