

**WILLISTOWN TOWNSHIP  
CHESTER COUNTY, PENNSYLVANIA**

**ORDINANCE NO. \_\_ of 2017**

**AN ORDINANCE AMENDING CHAPTER 93 OF THE CODE OF ORDINANCES OF WILLISTOWN TOWNSHIP, BEING THE NUISANCES ORDINANCE, IN ORDER TO RENUMBER SECTIONS AND CREATE NEW STANDARDS CONCERNING ODORS AND ANIMAL CRUELTY. EFFECTIVE FIVE DAYS FROM ENACTMENT.**

**BE IT AND IT IS HEREBY ENACTED** by the Board of Supervisors of Willistown Township, Chester County, as follows:

**Section 1.** The Code of the Township of Willistown, Chapter 93 thereof, being the Willistown Township Nuisance Code, is amended by creating new standards, as follows:

§ 93-7. Odors.

Although most odors have a complex chemical composition and elicit a broad spectrum of response by the receptors, it is the human response or the sensory data, rather than the use of analytical data, that is most critical in determining the necessary degree of odor control. Analytical data may be used to measure emission levels from a source, but sensory data must be employed to assess the impact in the surrounding community. The latter is the Township's primary concern.

- A. Odors shall not be perceptible at the lot line of the source.
- B. The use of buildings for trade, employment or manufacture shall not create noxious exhalations, offensive smells or other annoyances; become injurious and dangerous to the health, comfort or property of individuals or of the public; or creates a public nuisance.
- C. The use of properties for the keeping, processing, or rendering of animals shall utilize the best available control technology to effectively abate any objectionable odor.

§ 93-8. Animal Cruelty

By reference herein, Willistown Township incorporates in its entirety Act 10 of 2017, as amended, the Pennsylvania Animal Cruelty Act (Libre's Law). Reports of animal cruelty made to the Willistown Township Police Department shall be referred to the appropriate agencies and/or acted on by the Township.

**Section 2.** The Code of the Township of Willistown, Chapter 93 thereof, being the Willistown Township Nuisance Code, is amended by renumbering § 93-7 as § 93-9, as follows:

§ 93-7 9 Violations and penalties.

Any person or persons violating any of the provisions of this chapter, upon summary conviction, shall be sentenced to pay a fine of not more than \$300 and costs of prosecution. Each day that a violation continues shall constitute a separate violation.

**Section 3.** This Ordinance shall be effective five (5) days from the date of enactment.

**ENACTED** and **ORDAINED** this \_\_\_\_ day of \_\_\_\_\_, 2017

**BOARD OF SUPERVISORS  
WILLISTOWN TOWNSHIP**

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**William R. Shoemaker, Chairman**

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**George J. McHugh IV, Vice Chairman**

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**Robert T. Lange, Member**

**ATTEST:**

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**David R. Burman, Secretary**