

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

Ordinance #05-29

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO AMEND AN ORDINANCE ENTITLED REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN, AND MORE SPECIFICALLY TO CREATE CHAPTER 8.44 PET WASTE

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I.

An ordinance to establish requirements for the proper disposal of pet solid waste in the Township of Raritan, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

Section II

Chapter 8.44 Pet Waste shall be created as follows:

8.44.010 Definitions.

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

"Immediate" – shall mean that the pet solid waste is removed at once, without delay.

"Owner/Keeper" – any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.

"Person" – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

"Pet" - a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.

"Pet solid waste" – waste matter expelled from the bowels of the pet; excrement

"Proper disposal" – placement in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

8.44.020 Requirement for Disposal

All pet owners and keepers are required to immediately and properly dispose of their pet's solid waste deposited on any property, public or private, not owned or possessed by that person.

8.44.030 Exemptions

Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this section while such animal is being used for that purpose.

8.44.040 Enforcement

The provisions of this Article shall be enforced by the Police Department and/or Board of Health or its designee of the Township of Raritan.

8.44.040 Penalties

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$500.00 for each violation.

Section III

If the provision of any article, subsection, paragraph, subdivision or clause of this Chapter shall be judged invalid by any Court of competent jurisdiction, such Order or Judgment shall not effect or invalidate the remainder of any such article, section, subsection, paragraph or clause, and to this end, the provisions of this Ordinance are hereby declared to be severable.

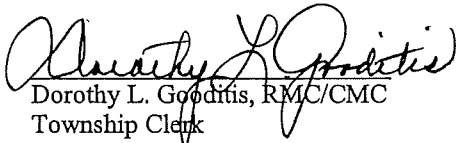
Section IV

All other provisions of the said ordinance shall remain in full force and effect


Section V

This ordinance shall take effect immediately upon (1) adoption; and (2) publication in accordance with the laws of the State of New Jersey.

Attest:


Dorothy L. Gooditis, RMC/CMC
Township Clerk

Township Committee of
The Township Of Raritan


Peter Kinsella
Mayor

NOTICE OF PENDING ORDINANCE

Please take notice that the foregoing Ordinance was introduced by the Township Committee of the Township of Raritan at a meeting held on July 18, 2005, and the same was then ordered to be published according to law with a public hearing and final consideration scheduled for the meeting of August 1, 2005 beginning at 7:30 p.m. at the Municipal Building, One Municipal Drive, Raritan Township (Flemington), New Jersey at which time all interested persons will be heard.

Dorothy L. Gooditis, RMC/MMC/CPM
Township Clerk

ORDINANCE # 05-29
INTRODUCED 7/18/05
FINALLY ADOPTED 8/1/05
TABLED _____