



2007

**BERGEN COUNTY BOARD OF CHOSEN FREEHOLDERS
ORDINANCE (Second Reading)**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
CALABRESE	✓			
CARROLL	✓			
GANZ	✓			
MCPHERSON	✓			
O'BRIEN	✓			
WAGNER	✓			
PADILLA CHAIRMAN	✓			
TOTALS	7	—	—	—

Ordinance No. 07-18
 Date: April 18, 2007
 Page: 1 of 3
 Subject: Proper Disposal of Pet Solid Waste
 Purpose: To Establish Requirements for Violations and Penalties
 Account No. _____
 Contract No. _____
 Dollar Amount: _____

Offered by: GANZ
 Seconded by: O'BRIEN
 Approved by: JAC

Certified as a true copy of Ordinance adopted by the Board of Chosen Freeholders on above date at a Regular Meeting by:

Valerie Coniglio

Valerie Coniglio, Clerk, Board of Chosen Freeholders, Bergen County, New Jersey

AN ORDINANCE TO ESTABLISH REQUIREMENTS FOR THE PROPER DISPOSAL OF PET SOLID WASTE IN THE COUNTY OF BERGEN

SECTION I: Purpose

The County of Bergen finds that it is in the public's best interest to enact an Ordinance to establish requirements for the proper disposal of pet solid waste in the COUNTY OF BERGEN, AND STATE OF NEW JERSEY, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

SECTION II: 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.

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- a. Immediate – shall mean that the pet solid waste is removed at once, without delay.
- b. 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.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- d. Pet – a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.
- e. Pet solid waste – waste matter expelled from the bowels of the pet; excrement.
- f. 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.

SECTION III: 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.

SECTION IV: 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.

SECTION V: Enforcement

The provisions of this Article shall be enforced by the Bergen County Police Department, along with any State or local police officer, and the Bergen County Department of Health Services, as well as any County Officials as may be deemed necessary.

SECTION VI: Violations and 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 One Thousand Dollars (\$1,000.00).


SECTION VII: Severability

The provisions of this Ordinance are hereby declared to be severable. If any provision, clause, sentence or paragraph of this Ordinance, or the application thereof to any person, establishment or circumstances shall be held invalid, unconstitutional, void, or ineffective for any cause or reason, such invalidity shall not affect the other provisions or application of this Ordinance.

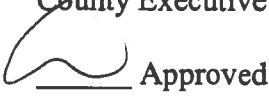
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SECTION VIII: Effective Date

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.



County Executive



Approved

Rejected