

NOTICE OF PENDING ORDINANCE
ORDINANCE #06-11

This ordinance published herewith was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Oradell, in the County of Bergen and State of New Jersey, held on April 25, 2006. It will be further considered for final passage after public hearing thereon, at a regular Meeting of said Borough Council to be held in the Town Hall, on May 23, 2006, at 7:30 P.M. and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office in said Town Hall to the members of the general public who shall request the same.



IVANA MALEC
Borough Clerk

BOROUGH OF ORADELL

ORDINANCE NO. 06-11

**AN ORDINANCE TO ESTABLISH REQUIREMENTS FOR
THE PROPER DISPOSAL OF PET SOLID WASTE IN THE
BOROUGH OF ORADELL**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE
BOROUGH OF ORADELL AS FOLLOWS:**

SECTION I. Purpose:

An ordinance to establish requirements for the proper disposal of pet solid waste in the Borough of Oradell ("Oradell") 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 derivatives shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When no 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.

- 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 Oradell Police Department and the Oradell Board of Health of the Borough of Oradell.

SECTION VI. Violations and Penalty:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine as follows:

First Offense	-	warning
Second Offense	-	\$100.00
Third Offense	-	\$250.00
Fourth Offense	-	\$500.00

For the Fifth and each subsequent offense, there shall be a fine of \$1,000.00.

SECTION VII. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

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.

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BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE
BOROUGH OF ORADELL AS FOLLOWS:


Introduced: April 25, 2006

Passed 1st Reading: April 25, 2006

Public Hearing: May 23, 2006

Adopted: May 23, 2006

Approved: May 23, 2006



FREDERICK T. LaMONICA, MAYOR

ATTEST:

(SEAL)



IVANA MALEC
Borough Clerk

THIS IS TO CERTIFY that the foregoing ordinance was finally passed and adopted
at the Regular Public Meeting of the Borough Council of the Borough of Oradell, New
Jersey, on May 23, 2006.



IVANA MALEC, BOROUGH CLERK