

BOROUGH OF TETERBORO

ORDINANCE NO. 476

AN ORDINANCE TO ESTABLISH CHAPTER 135 OF THE CODE
ENTITLED PET WASTE

SECTION 135-1. Purpose:

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

SECTION 135-2. 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.

- a. Immediate B shall mean that the pet solid waste is removed at once, without delay.
- b. Owner/Keeper B 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 B 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 B waste matter expelled from the bowels of the pet; excrement
- f. Proper disposal B 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 135-3. 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 135-4. 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 135-5. Enforcement:

The provisions of this Article shall be enforced by the Board of Health of the Borough of Teterboro or its designee.

SECTION 135-6. 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 not to exceed ONE THOUSAND (\$1,000.00) DOLLARS.

SECTION 135-7. 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 135-8. Repealer:

All other ordinances of the Borough, or parts thereof, which are in conflict with this ordinance are hereby repealed to the extent of such conflict.

SECTION 135-9. 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.

APPROVED BY: JOHN P. WATT, MAYOR

ATTESTED BY: NADINE CONN, MUNICIPAL CLERK

INTRODUCTION DATE: DECEMBER 13, 2005

ADOPTION DATE: DECEMBER 28, 2005

DR: t-petwaste.ord