

**BOROUGH OF LODI
COUNTY OF BERGEN
STATE OF NEW JERSEY**

ORDINANCE NO. 606-18

AN ORDINANCE TO ESTABLISH REQUIREMENTS FOR THE PROPER DISPOSAL OF PET SOLID WASTE IN THE BOROUGH OF LODI, SO AS TO PROTECT PUBLIC HEALTH, SAFETY AND WELFARE, AND TO PRESCRIBE PENALTIES FOR FAILURE TO COMPLY.

BE IT ORDAINED by the Mayor and Council of the Borough of Lodi as follows:

SECTION 1: DEFINITIONS:

For the purpose of this Ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein. 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- 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, limited liability company, or political subdivision of this State subject to municipal jurisdiction.
- d. Pet - a domesticated animal (other than a disability assistance animal) kept for amusement, security, companionship or any other reason.
- 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 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 4: EXEMPTIONS:

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

SECTION 5: ENFORCEMENT:

The provisions of this Ordinance may be enforced by the Police Department of the Borough; the

Department of Health or such parties to whom is delegated enforcement responsibility by the Mayor and Council of the Borough of Lodi.

SECTION 6: 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 \$250.

SECTION 7. SEVERABILITY:

Each section, 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 8: REPEALER:

All Ordinances or any provisions of any Ordinances inconsistent with the provisions of this Ordinance are hereby repealed as to such inconsistencies.

SECTION 9: EFFECTIVE DATE:

This Ordinance shall take effect upon 10 days following final passage and publication according to law.

APR 17 2006

MAY 15 2006

	AYE	NAY	ABSTAINED	ABSENT
J.C. PIPARO				✓
B. McCASKEY	✓			
M.N. SCHRIEKS	✓			
K. VISCANA	✓			
MAYOR PAPAROZZI	✓			

	AYE	NAY	ABSTAINED	ABSENT
J.C. PIPARO	✓			
B. McCASKEY	✓			
M.N. SCHRIEKS	✓			
K. VISCANA	✓			
MAYOR PAPAROZZI	✓			