

SANDYSTON TOWNSHIP

2024-03

ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF SANDYSTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY TO ADD A NEW CHAPTER ENTITLED “PET WASTE”

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Sandyston as follows:

The Code of the Township of Sandyston is hereby amended to add the following new Chapter entitled “Pet Waste”, which shall read as follows:

Section I. Purpose.

An Ordinance to establish requirements for the proper disposal of pet solid waste in Sandyston Township 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 in the plural number include the singular number, and words 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 container 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 Code Enforcement Official, Animal Control Officer and/or Township designee of Sandyston Township.

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 not less than \$50.00 and not to exceed \$500.00.

Section VII. Repealer.

Any article, section, paragraph, subsection, clause, or other provision of the Code of the Township of Sandyston inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

VIII. Severability.

If any section, paragraph, subsection, clause or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to this section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

IX. 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.

Roll Call Vote: Ayes: Harper, Green, Hull (); Nays (); Absent (); Abstain ()

Introduced: March 19, 2024

Adopted: April 19, 2024

George B. Harper, Jr., Mayor

Attest:

Amanda F. Lobban, RMC

Municipal Clerk

NOTICE OF ADOPTION

NOTICE is hereby given that the aforementioned ordinance was introduced and passed upon first reading at a regular meeting of the Mayor and Township Committee of the Township of Sandyston, in the County of Sussex, State of New Jersey, held on Tuesday, March 19, 2024 at 7 pm. The same had benefit of second reading and public hearing at which time all interested and present were given the opportunity to be heard during a regular meeting on Tuesday, April 16, 2024 at 7 pm at the Sandyston Township Municipal Building, 133 Route 645, Sandyston, NJ at such time the Ordinance became law.

Amanda F. Lobban, RMC

Municipal Clerk