

**TOWNSHIP OF EWING
THE TOWNSHIP OF EWING
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE NO. 15-08

1st Reading 3-10-15

Date to Mayor 4-15-15

2nd Reading & Public Hearing 4-14-15

Date Returned 4-16-15

Date Adopted:
4-14-15

Date Resubmitted to Council _____

Approved as to Form of Legality

Effective Date:
5-4-15

Township Attorney

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 97, ANIMALS, ARTICLE I: DOGS, ADDING NEW SECTION 7, FAILURE TO PROVIDE NECESSARY CARE IN INSTANCES OF EXTREME COLD OR HEAT

First Reading

MEMBER	AYE	NAY	ABS	NV	RES	SEC
Baxter	X					X
Schroth	X				X	
Steward	X					
Wollert	X					
Keyes-Maloney	X					

Second Reading

MEMBER	AYE	NAY	ABS	NV	RES	SEC
Baxter	X					X
Schroth	X				X	
Steward	X					
Wollert				X		
Keyes-Maloney	X					

By _____ Date _____ Accepted _____ Rejected _____
Mayor

Reconsidered
By Council _____ Override Vote YEA _____ NAY _____

President of the Council

Municipal Clerk

**THE TOWNSHIP OF EWING
COUNTY OF MERCER, NEW JERSEY**

ORDINANCE NO. 15-08

AN ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF EWING IN THE COUNTY OF MERCER, TO AMEND CHAPTER 97, ANIMALS, ARTICLE I: DOGS, ADDING NEW SECTION 7, FAILURE TO PROVIDE NECESSARY CARE IN INSTANCES OF EXTREME COLD OR HEAT

WHEREAS, the prevention of animal cruelty is an ongoing priority of the Township of Ewing (“Township”); and

WHEREAS, in addition to the State’s animal cruelty laws, the Township desires to specifically address and remedy circumstances where an animal is left in extreme cold or heat without necessary care; and

WHEREAS, by specifically addressing such circumstances and prescribing enforcement mechanisms, the Township believes it can better prevent animal cruelty.

BE IT ORDAINED by the Council of the Township of Ewing, County of Mercer that the Code of the Township of Ewing be amended as follows:

Section 1 CHAPTER 97, ANIMALS, ARTICLE I: DOGS, is hereby amended by adding new section 7, FAILURE TO PROVIDE NECESSARY CARE IN INSTANCES OF EXTREME COLD OR HEAT

Article I: Dogs

§ 97-5.1 Failure to provide necessary care in instances of extreme cold or heat.

- A. A person owning, harboring, keeping or in charge of any dog shall provide the animal access to adequate protection from extreme cold or heat that poses a threat to the animal’s health or wellbeing. Whether an animal is provided adequate protection from extreme cold or heat shall be based on, among other things, the dog’s size, breed, age and condition as determined by the Township Animal Control Officer. This provision shall be enforceable by the Township Police Department or the Township Animal Control Officer. Citizens aware of violations of this section shall notify the Township Health Officer.
- B. Failure to provide a dog necessary care in instances of extreme cold or heat shall be deemed an act of animal cruelty. Violators shall be subject to the penalties set forth in Chapter 1, General Provisions, Article III, General Penalty, for each offense or as otherwise provided in N.J.S.A. 4:22-26.

Section 2 Severability. Should any section, clause, sentence, phrase or provision of this article be declared unconstitutional or invalid by a court of competent jurisdiction, such decision shall not affect the remaining portions of this article.

Section 3 Repealer. All prior ordinances or parts of same inconsistent with any provisions of this article are hereby repealed to the extent of such inconsistency.

Section 4 Effective Date. This ordinance shall take effect upon final adoption and publication in accordance with law.

Adopted: