

TOWNSHIP OF MAPLEWOOD



ORDINANCE

2729-13

**AN ORDINANCE
TO AMEND
CHAPTER 113
OF THE CODE
OF THE TOWNSHIP OF MAPLEWOOD
ENTITLED
"DOGS, CATS AND OTHER ANIMALS"**

"Interpretive Statement"

This ordinance will make certain changes to the licensing of dogs and cats within the Township of Maplewood.

WHEREAS, the Health Officer of the Township of Maplewood ("Township"), has made recommendations for changing the licensing procedure for dogs and cats within the Township; and

WHEREAS, the Maplewood Board of Health supports the proposed changes.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Maplewood, County of Essex, State of New Jersey, that Chapter 113 of the Code of the Township of Maplewood entitled "Dogs, Cats and Other Animals" be amended as follows:

FIRST: Section 113.1 Dogs, Cats and Other Animals

Shall remain unchanged.

Section 113.2 Vaccination

Shall remain unchanged.

Section 113.3 Licensing Requirements

A. Cats must have license number displayed

Any person who shall own, keep, or harbor a cat of licensing age, shall annually apply for and procure from the Health Department or other official designated by the Governing Body of the Township of the Township, a License and an official Registration Tag with license number or a registration sleeve for each cat so owned, kept or harbored and shall place upon such cat a collar or other device with the license number securely fastened or displayed thereon.

Acceptable Methods of Displaying the License Number shall include but are not limited to break away or elastic collars.

License tags or sleeves are not transferrable.

- B. Shall remain unchanged.
- C. Shall remain unchanged.
- D. Shall remain unchanged.
- E. Shall remain unchanged.
- F. Shall remain unchanged.
- G. Shall remain unchanged.
- H. Fees, Renewals, Expiration Date of License
 - (1) License from another municipality shall be acceptable. The person applying for the License and Registration Tag and/or sleeve shall pay the fee fixed or authorized. The fee for the renewal of License and Registration Tag or sleeve shall be the same as for the original, and the License, Registration Tag or sleeve or renewal thereof, shall expire on the last day of December of each year.
 - (2) A late fee of \$7.00 shall be charged for each cat licensed after January 31st of the licensing year. This late fee shall not apply to newly acquired cats or cats brought into the jurisdiction as listed in Section 113-3C.
 - (2) Shall remain unchanged.
- I. Shall remain unchanged.
- J. Shall remain unchanged.
- K. Shall remain unchanged.
- L. Shall remain unchanged.

Section 113.4 Violations and Penalties

Shall remain unchanged.

ARTICLE II Licensing of and Regulation of Dogs

Section 113.5 Definitions Vicious Animal

As defined in N.J.S.A. 4:19-18.

All other definitions shall remain unchanged

Section 113.6 Dog License Required

No person shall keep or harbor any dog within the Township without first obtaining a license, therefore, to be issued by the Health Department or other official as designated by the Governing Body of the Township upon application by the owner and payment of the prescribed fee, no person shall keep or harbor any dog within the Township except in compliance with the provisions of this Article.

Section 113.7 Licensing Provisions

A. Shall remain unchanged.

B. Application for license.

(1) No change.

(2) The application shall be accompanied by certificate issued by a veterinarian or other qualified person administering the inoculation indicating the dog has been inoculated against rabies and indicating that the inoculation shall be current through September 30th of the licensing year when the application is made or the application shall be accompanied by a certificate approved by the Health Officer from the veterinarian stating that "because of infirmity or other physical condition the inoculation of the dog shall be current through September 30th of the licensing year when the application is made or the application shall be accompanied by a certificate approved by the Health Officer from the veterinarian saying that because of an infirmity or other physical condition the inoculation of the dog shall be deemed inadvisable for a specific period of time. At the expiration of such period of time, the person keeping or harboring the dog shall file with the Health Officer a current certificate from the veterinarian containing one or the other of the statements specified above.

C. License Record

The information on the application and the accompanying veterinarian's certificate and registration number issued for the dog shall be preserved for a period of three (3) years by the Health Department or other official designated by the Governing Body of the Township. In addition he/she shall forward similar information to the State Department of Health each month, on forms furnished by the Department. Registration numbers shall be issued in the order of the applications.

D. Shall remain unchanged.

E. **Fees**

(1) The person applying for the License and Registration tag shall pay a fee of \$15.00 for spayed and neutered dogs and \$18.00 for non-spayed and neutered dogs;

For each annual renewal, the fee for the License and for the Registration tag shall be as set forth above.

The License and Registration tags and renewals thereof shall expire on the last day of December of each year.

- (2) Shall remain unchanged.
- (3) A late fee of \$7.00 shall be charged for each dog licensed after January 31st of the licensing year. This fee shall not apply to newly acquired dogs or dogs brought into the jurisdiction as listed in Section 113-7.

F. Shall remain unchanged.

Section 113.8 Pet Shops; kennels, shelters, pounds

A. License Required

Any person who keeps or operates or proposes to establish a kennel, a pet shop, a shelter or a pound shall apply to the Health Department or other official as designated by the Governing Body of the Township for a license entitling the operating of such an establishment.

B. Shall remain unchanged.

C. Shall remain unchanged.

D. Shall remain unchanged.

E. Shall remain unchanged.

F. Shall remain unchanged.

G. Reports to the Health Department

The Health Department or other official as designated by the Township Governing Body shall forward to the State Department of Health a list of all kennels, pet shops, shelters and pounds licensed within thirty (30) days after the licenses are issued, which list shall include the names and addresses of the licensee and the type of license issued.

H. Shall remain unchanged

Section 113.9 Disposition of Fees

Shall remain unchanged

B. The registration fee of \$1.20 for spayed or neutered dogs and \$4.20 for non-spayed or neutered dogs shall be forwarded within thirty (30) days after collection by the Health Department or other official designated by the Governing Body of the Township to the State Department of Health.

Section 113.10 Annual Dog Canvas

A. The Animal Control Officer of the Township, shall annually cause a canvas to be made of all dogs owned, kept or harbored within the limits of the Township and shall report to the Health Department or other official as designated by the Township Governing Body, the

Board of Health of the Township and the State Department of Health, the results of the canvas, setting forth in separate columns the names and addresses of persons owning, keeping or harboring such dogs, the number of licensed dogs owned, kept or harbored by each of the persons, together with the registration number of each of the dogs and the number of unlicensed dogs owned, kept or harbored by each of the persons, together with the complete description of each of the unlicensed dogs.

- B. Shall remain unchanged

Section 113-11 Impounding; destruction

- A. Causes for Impounding
The Animal Control Officer shall take into custody and impound any dog found running at large upon any public place or upon private property that is not the property of the dog owner.
- B. Shall remain unchanged.
- C. Notice of seizure
When the owner of an impounded dog is determined by the Animal Control Officer, the Animal Control Officer shall notify the owner of the dog that the dog is impounded. The owner of the dog shall be responsible for any impoundment, boarding or veterinarian costs associated with the seizure or impounding.
- D. Disposition of Unclaimed Dogs
Dogs that are impounded and unclaimed for ten (10) calendar days, shall become eligible for adoption or they may be humanely euthanized.

113.12 Shall remain unchanged

113.13 Pound Master
Shall be deleted.

113.14 Animal Control Officer

- A. The Township Committee may, by resolution, appoint one or more Animal Control Officers and shall fix the compensation and term of office of such Animal Control Officer. The Animal Control Officer shall perform the duties herein designated under the direct supervision and control of the Health Officer.
- B. Shall remain unchanged.
- C. Shall be deleted.

113.15 Vicious Animals
This section shall be deleted as it is preempted by the provisions of N.J.S.A. 4:19.

113.16 Violation and Penalties
Shall remain unchanged

113.17 Enforcement

The provisions of this article shall be enforced by the Maplewood Police Department, the Maplewood Animal Control Officer, the Maplewood Health Officer and any Township official designated by the Township Governing Body.

SECOND: Severability

If any section, paragraph, subparagraph, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the specific section, paragraph, subparagraph, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

THIRD: Repeal of Prior Ordinances

Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of any such inconsistencies.

FOURTH: Effective Date

This Ordinance shall take effect after final passage and publication and as provided by law.

PUBLIC NOTICE is hereby given that the foregoing proposed Ordinance was introduced and read by title for the first time at a meeting of the Township Committee of the Township of Maplewood, held on September 17, 2013 and that Committee met again on October 1, 2013, at 7:30 p.m. at the Maplewood Town Hall, 574 Valley Street, Maplewood, New Jersey, at which time and place the Committee proceeded to consider the said Ordinance on second reading and final passage.

ELIZABETH J. FRITZEN, R.M.C.
Township Clerk