

Chapter 76, ANIMALS

[HISTORY: Adopted by the Mayor and Council of the Borough of Laurel Springs as indicated in article histories. Amendments noted where applicable.]

ARTICLE I, Dogs [Adopted 12-15-1958 by Ord. No. 174 (Ch. 40 of the 1973 Code)]

§ 76-1. Definitions and word usage. [Amended 6-25-1973]

A. Definitions. Words and terms defined in N.J.S.A. 4:19-15.1 shall apply to this article. The words hereinafter defined shall have the meaning herein indicated for the purposes of this article, as follows: [Amended 5-8-2006 by Ord. No. 674-2006]

BOROUGH -- The Borough of Laurel Springs in the County of Camden and State of New Jersey.

HOUSEHOLD -- A family or group of individuals living together under the same roof, maintaining the same address.

PERSON -- An individual, firm, partnership, corporation or association of persons.

B. Word usage.

(1) "And" and "or" may be used interchangeably, and either of the two may be applicable, whichever is more conducive towards the effectuating of this article.

(2) Personal pronouns shall mean either the singular or the plural, whichever is applicable and conducive towards the effectuating of this article.

(3) The masculine, feminine or the neuter gender shall be implied, whichever is appropriate and conducive for the effectuating of this article.

§ 76-2. License required. [Amended 8-7-2000 by Ord. No. 601]

No person shall keep or harbor any dog within the Borough of Laurel Springs in the County of Camden without first obtaining a license therefor, to be issued by the Clerk of the Borough upon application by the owner and payment of the prescribed fee, and no person shall keep or harbor any dog in said Borough except in compliance with the provisions of this article. No license shall issue unless a current rabies certification is submitted with the license application.

§ 76-3. Time of application; tag issued.

Any person who shall own, keep or harbor a dog of licensing age shall, in the month of January and annually thereafter, apply for and procure from the Clerk of the Borough a license and official metal registration tag for each such dog so owned, kept or harbored and shall place upon each such dog a collar or harness with the registration tag securely fastened thereto.

§ 76-4. Fees. [Amended 12-19-1966 by Ord. No. 214]

A. The person applying for the license and registration tag shall pay a fee, as set forth in Annual Fee OrdinanceEN for each dog. [Amended 6-25-1973; 11-22-1976 by Ord. No. 271; 8-7-2000 by Ord. No. 601]

B. Dogs used as guides for blind persons and commonly known as "Seeing Eye" dogs, dogs used to assist handicapped persons and commonly known as "service dogs" and dogs used to assist deaf persons and commonly known as "hearing ear" dogs shall be licensed and registered as other dogs hereinabove provided for, except that the owner or keeper of such dog shall not be required to pay any fee therefor. EN

§ 76-5. Newly acquired dogs and dogs of licensing age.

The owner of any newly acquired dog of licensing age, or of any dog which attains licensing age, shall make application for a license and registration tag for such dog within 10 days after such acquisition or age attainment.

§ 76-6. Application and registration requirements.

A. The application shall state the breed, sex, age, color and markings of the dog for which license and registration are sought, and whether it is of a long- or short-haired variety, and whether it has been surgically debarked or silenced, as well as the name, street and post office address of the owner and the person who shall keep or harbor such dog. EN

B. The information on said application and the registration number issued for the dog shall be preserved for a period of three years by the Clerk of the Borough.

C. In addition, the Clerk of the Borough shall forward similar information to the State Department of Health each month on forms furnished by the said Department.

D. Registration numbers shall be issued in the order of the applications.

E. The application must be accompanied by a current rabies certification. [Amended 8-7-2000 by Ord. No. 601]

§ 76-7. Dogs from outside Borough.

A. Any person who shall bring or cause to be brought into the Borough of Laurel Springs in the County of Camden any dog licensed in another state for the current year, and bearing a registration tag, and who shall keep the same or permit the same to be kept within the Borough for a period of more than 90 days, shall immediately apply for a license and registration tag for each such dog.

B. Any person who shall bring or cause to be brought into the Borough any unlicensed dog and who shall keep the same or permit the same to be kept within the Borough for a period of more than 10 days shall immediately apply for a license and registration tag for each such dog.

§ 76-8. Removal or attachment of registration tag.

No person, except an officer in the performance of his duties, shall remove a registration tag from the collar or harness of any dog without the consent of the owner, nor shall any person attach a registration tag to a dog for which it was not issued.

§ 76-9. Disposition of fees. [Amended 8-7-2000 by Ord. No. 601]

A. License fees and other moneys collected or received under the provisions of this article, except registration tag fees, shall be forwarded to the Treasurer of the Borough within 48 hours after collection or receipt and shall be placed in a special account separate from any of the other accounts of the Borough which shall be used for the following purposes only: for collecting, keeping and disposing of dogs liable to seizure under this article; for local prevention and control of rabies; for providing antirabic treatment under the direction of the local Board of Health for any person known or suspected to have been exposed to rabies; for all other purposes prescribed by the statutes of New Jersey governing the subject, and for administering the provisions of this article. Any unexpended balance remaining in such special account shall be retained therein until the end of the third fiscal year following and may be used for any of the purposes set forth in this section. At the end of the said third fiscal year following, and at the end of each fiscal year thereafter, there shall be transferred from such special account to the general funds of the Borough any amount then in such account which is in excess of the total amount paid into said special account during the last two fiscal years next preceding.

B. The registration tag fee, the Pilot Clinic fee, and the unspayed/unneutered fee of for each dog shall be forwarded within 30 days after collection to the Clerk of the State Department of Health.

§ 76-10. Canvass required. EN [Amended 8-7-2000 by Ord. No. 601]

The Animal Control Officer of the Borough shall, promptly after June 1 of each odd-numbered year, cause a canvass to be made of all dogs owned, kept or harbored within the limits of the Borough and shall report to the Clerk of the Borough, the Board of Health of the Borough, and to the State Department of Health the result thereof, 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 said persons, together with the registration numbers of each of said dogs, and the number of the unlicensed dogs owned, kept or harbored by each of said persons, together with a complete description of each of said unlicensed dogs.

§ 76-11. Animal Control Officer; dog catchers. [Amended 8-7-2000 by Ord. No. 601]

The Borough Council shall have power to appoint a Animal Control Officer, whose duty it shall be to enforce the provisions of this article. The Borough Council shall also have power to appoint one or more persons, to be known as "dog catchers," who may impound unlicensed dogs running at large in violation of the provisions of this article.

§ 76-12. Impoundment; notice to owner; disposition of dog. [Amended 8-7-2000 by Ord. No. 601EN]

A. The Animal Control Officer shall take into custody and impound or cause to be taken into custody and impounded, and thereafter destroyed or offered for adoption as provided in this section:

(1) Any dog off the premises of the owner or of the person keeping or harboring said dog which said official or his agent or agents have reason to believe is a stray dog.

(2) Any dog off the premises of the owner or of the person keeping or harboring said dog without a current registration tag on his collar.

(3) Any female dog in season off the premises of the owner or of the person keeping or harboring said dog.

(4) Any dog or other animal which is suspected to be rabid.

(5) Any dog or other animal off the premises of the owner reported to, or observed by, the Animal Control Officer to be ill, injured or creating a threat to public health, safety or welfare, or otherwise interfering with the enjoyment of property.

B. If any animal so seized wears a collar or harness having inscribed thereon or attached thereto the name and address of any person or a registration tag, or the owner or the person keeping or harboring said animal is known, any person authorized by the governing body shall forthwith serve on the person whose address is given on the collar, or on the owner or the person keeping or harboring said animal, if known, a notice in writing stating that the animal has been seized and will be liable to be offered for adoption or destroyed if not claimed within seven days after the service of the notice.

C. A notice under this section may be served either by delivering it to the person on whom it is to be served, or by leaving it at the person's usual or last known place of abode, or at the address given on the collar, or by forwarding it by post in a prepaid letter addressed to that person at his usual or last known place of abode, or to the address given on the collar.

D. Any person authorized by the governing body may cause an animal to be destroyed in a manner causing as little pain as possible and consistent with the provisions of N.J.S.A. 4:22-19 or to be offered for adoption seven days after seizure, provided that:

(1) Notice is given as set forth above and the animal remains unclaimed; or

(2) The owner or person keeping or harboring the animal has not claimed the animal and paid all expenses incurred by reason of its detention, including maintenance costs not exceeding \$4.00 per day; or

(3) The owner or person keeping or harboring a dog which was unlicensed at the time of seizure does not produce a license and registration tag for the dog.

E. At the time of adoption, the right of ownership in the animal shall transfer to the new owner. No dog or other animal so caught and detained or procured, obtained, sent or brought to a pound or shelter shall be sold or otherwise made available for the purpose of experimentation. Any person who sells or otherwise makes available any such dog or other animal for the purpose of experimentation shall be guilty of a crime of the fourth degree.

F. After observation, any animal seized under this section suspected of being rabid shall be immediately reported to the executive officer of Board of Health and to the Department of Health.

§ 76-13. Right of entry.

Any officer or agent authorized or empowered to perform any duty under this article is hereby authorized to go upon any premises to seize for impounding any dog or dogs, which he may lawfully seize and impound when such officer is in immediate pursuit of such dog or dogs, except upon the premises of the owner of the dog if said owner is present and forbids the same.

§ 76-14. Interference prohibited.

No person shall hinder, molest or interfere with anyone authorized or empowered to perform any duty under this article.

§ 76-15. Continuous barking or crying prohibited.

No person keeping, harboring or maintaining any dog within the Borough shall permit continuous barking and crying of such dog.

§ 76-16. Leashing required.

No person owning, keeping or harboring any dog shall suffer or permit it outside the premises occupied by said person owning, keeping or harboring said dog, unless such dog is accompanied by a person and controlled by a leash not more than six feet long.

§ 76-17. Muzzling requirements.

Borough Council may designate certain times and periods during which dogs outside the premises of the person owning, keeping or harboring such dogs shall be muzzled, such designation to be in publication at least three times in a newspaper in which legal notices of the Borough may be published, and after such publication, no person owning, keeping or harboring a dog shall permit it upon a public highway, public place or outside the premises occupied by the owner, during the times and periods designated, unless such dog wears a muzzle securely fastened over its jaws in such a manner that it cannot bite.

§ 76-18. Damage to property prohibited.

No person owning, keeping or harboring a dog shall suffer or permit it to do any injury or to do any damage to any lawn, shrubbery, flowers, grounds or property.

§ 76-19. Vicious dogs.

Any dog which has attacked or bitten any human being, or which habitually attacks other dogs or domestic animals, is hereby defined to be a vicious dog for the purposes of this section. It shall be the duty of the Chief of the Police Department to receive and investigate complaints against dogs, and when any dog complained against shall be

deemed by such Chief of the Police Department to be a vicious dog, as herein defined, the said officer shall report the facts to the Municipal Judge of the Borough of Laurel Springs, who shall thereupon cause the owner or person keeping or harboring such dog to appear before said Municipal Judge at a stated time and place. The Municipal Judge, at the time set for such hearing, shall inquire into the facts and give all interested persons an opportunity to be heard, under oath, and to be represented by counsel, and the Municipal Judge shall decide in accordance with the evidence before him, and if the Municipal Judge shall decide that such dog complained of is a vicious dog, as defined by this section, notice of such decision shall be given to the owner or person keeping or harboring such dog. No dog which has been so determined to be a vicious dog shall be permitted outside the premises occupied by the person owning, keeping or harboring said dog, unless such dog is securely muzzled, accompanied by a person and controlled by a leash, as provided in this article, and any person owning, keeping or harboring any such vicious dog who shall suffer or permit such dog outside the premises occupied by the person owning, keeping or harboring said dog while not securely muzzled, accompanied by a person and controlled by a leash, as hereinbefore provided, shall be guilty of a violation of this article.

§ 76-20. Kennels prohibited. [Amended 6-25-1973]

No person shall board and hire or engage in the business of breeding or raising dogs for sale. No kennels are permitted within the limits of the Borough of Laurel Springs.

§ 76-21. Maximum number of dogs permitted in household. [Added 11-12-2001 by Ord. No. 609-2001]

No person may own more than two dogs and no more than two dogs may be licensed from any household.

§ 76-22. Removal of feces required. [Added 8-3-1998 by Ord. No. 570]

No person owning, harboring, keeping or in charge of any dog shall cause, suffer or allow such dog to soil, defile, urinate, defecate on or commit any nuisance on any common thoroughfare, sidewalk, passageway, bypath, play area, park or any place where people congregate or walk, or on any public property whatsoever, or on any private property without the permission of the owner of said property. The restriction in this section shall not apply to that portion of street lying between the curblines which shall be used to curb such dog under the following conditions:

A. The person who so curbs such dog shall immediately remove, in a suitable container, all feces deposited by such dog.

B. The feces removed from the aforementioned designated area shall be disposed of in a sanitary manner by the person owning, harboring, keeping or in charge of any dog curbed. Disposal of feces in street storm collection systems is prohibited.

C. The provisions of this section shall not apply to any dog referred to in § 76-4B of this article.EN

§ 76-23. Violations and penalties. [Amended 8-7-2000 by Ord. No. 601EN]

Except as provided in N.J.S.A. 4:19-15.19, any person violating or failing to comply with any of the provisions of this article shall, upon conviction thereof, be subject to the penalties provided in Chapter 1, § 1-15. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such.

A court appearance shall not be necessary for any person who is issued a summons for an unlicensed dog who obtains a license before the first scheduled court date.

ARTICLE II, Prohibited Animals [Adopted 2-25-1980 by Ord. No. 316 (§ 56-7 of the 1973 Code)]

§ 76-24. Prohibited animals enumerated.

A. It shall be unlawful for any person to keep, maintain or have in his or her possession or under his or her control within the limits of the Borough of Laurel Springs any poisonous reptile or any other dangerous or carnivorous wild animal or reptile, any vicious or dangerous domesticated animal or any other animal or reptile of wild, vicious or dangerous propensities.

B. It shall be unlawful for any person to keep, maintain or have in his or her possession or under his or her control within the limits of the Borough of Laurel Springs any of the following animals: all poisonous animals, including rear-fang snakes; apes; chimpanzees; gibbons; gorillas; orangutans; siamangs; baboons; bears; bison; cheetahs; crocodilians 30 inches or more in length; constrictor snakes six feet or more in length; coyotes; deer; elephants; gamecocks and other fighting birds; hippopotamuses; hyenas, jaguars; leopards; lions; lynx; monkeys; ostriches; piranha fish; pumas, also known as cougars, mountain lions and panthers; rhinoceroses; sharks; snow leopards; swine; tigers; wolves; horses; cows; goats; turkeys; sheep; pigs; steer; bulls; donkeys; burros; ponies and any other members of the bovine or equine animal families.

C. It shall be unlawful for any person to keep, maintain or have in his or her possession or under his or her control within the limits of the Borough of Laurel Springs no more than six chickens and/or six ducks per dwelling; provided, however, that said chickens and/or ducks are confined in pens.

§ 76-25. Exceptions.

The provisions of § 76-24 shall not apply to licensed pet shops, menageries, zoological gardens and circuses if:

A. Their location conforms to the provisions of Chapter 270, Zoning.

B. All animals and animal quarters are kept in a clean and sanitary condition and are so maintained as to eliminate objectionable odors.

C. The animals are maintained in quarters so constructed as to prevent their escape.

D. No person lives or resides within 100 feet of the quarters in which the animals are kept.

§ 76-26. Violations and penalties.

Any person violating the provisions of this article shall be subject to the penalties as provided in Chapter 1, § 1-15.

ARTICLE III, Cats [Adopted 4-2-2007 by Ord. No. 684-2007EN]

§ 76-27. Definitions.

As used in this article, the following terms shall have the meanings indicated:

CAT -- Any member of the domestic feline species: male, female or altered.

CAT OF LICENSING AGE -- Any cat which has attained the age of six months.

CATTERY -- A room, group of rooms, cage, exhibition pen or kennel where cats are kept for organized shows, breeding for exhibition, for sale or display.

HARBORING -- Maintaining custody, possession or control over a cat or permitting a cat to remain on premises or providing shelter or food.

NEUTERED -- Rendered permanently incapable of reproduction as certified by a licensed veterinarian.

OWNER -- Includes every person having a right of property (or custody) in a cat and every person who has such cat in his/her keeping, possession or control or who harbors or maintains a cat or knowingly permits a cat to remain on or about any premises occupied by the owner.

POSSESSING or POSSESSION -- See the definition for "harboring."

PUBLIC NUISANCE -- A cat that damages or harms persons, public or private property. § 76-28. Vaccination and licensing.

No person shall own, keep, harbor or maintain any cat over six months of age within the Borough of Laurel Springs unless such cat is vaccinated and licensed. The provisions of this section do not apply to cats held in a cattery or those held by a state or federal licensed research facility or a veterinary establishment where cats are received or kept for diagnostic, medical, surgical or other treatments, or licensed animal shelters, pounds, kennels or pet shops.

§ 76-29. Vaccination requirements.

A. Vaccination. All cats, as defined, must be vaccinated against rabies by a licensed veterinarian in accordance with the guidelines of the latest Compendium of Animal Rabies Vaccines and Recommendations for Immunization, published by the National Association of State Public Health Veterinarians, or as otherwise required by the terms of this article or of the appropriate departments of the State of New Jersey.

B. Vaccination certificate. A certificate of vaccination shall be issued to the owner of each vaccinated cat, on a form recommended by the State of New Jersey. It shall be the duty of every veterinarian, at the time of vaccinating the cat, to provide a copy of the rabies vaccination certificate as set forth herein.

§ 76-30. License required; application.

A. Licenses must be procured annually for all cats over the age of six months.

B. Application for such license shall be made to the Borough Clerk, and the following information, including presentation of a valid rabies certificate showing that the cat has been immunized for rabies, shall be furnished:

- (1) The name and address of the owner or persons possessing such cat.
- (2) Such description of the cat as may be required for the purpose of identification.
- (3) The breed, sex, age, color and markings of the cat.

§ 76-31. Licensing display; fees; renewal.

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 Clerk of the Borough, or other official designated by the governing body thereof to license cats in the Borough in which he/she resides, a license and 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 thereto. Acceptable methods of displaying the license number shall include, but are not limited to, breakaway or elastic collars. License tags or sleeves are not transferable.

B. Time for applying for license. The owner of any newly acquired cat of licensing age or of any cat which attains licensing age shall make application for a license tag or sleeve for such cat within 10 days after such acquisition or age attainment. This requirement will not apply to a nonresident keeping a cat within the Borough of Laurel Springs for no longer than 90 days.

C. Cats brought into jurisdiction.

(1) Any person who shall bring or cause to be brought into this Borough any cat licensed in another state for the current year and bearing a registration tag or sleeve and shall keep the same or permit the same to be kept within the Borough for a period of more than 90 days shall immediately apply for a license and registration tag or sleeve for each such cat.

(2) Any person who shall bring or cause to be brought into this Borough any unlicensed cat and shall keep the same or permit the same to be kept within the Borough for a period of more than 10 days shall immediately apply for a license and registration tag or sleeve for each such cat.

D. License forms and tags. License forms and official tags or sleeves shall be furnished by the municipality and shall be numbered serially and shall bear the year of issuance and the name of the municipality.

E. Evidence of inoculation with rabies vaccine or certification of exemption; requirement for license. No municipal clerk or other official designated by the governing body of any municipality to license cats therein shall grant any such license and official registration tag or sleeve for any cat unless the owner thereof provides evidence that the cat to be licensed and registered has been inoculated with an appropriate rabies vaccine.

F. License fee schedule. A license shall be issued after payment of a fee of \$5; provided, however, the license fee for all spayed female cats and neutered male cats shall be \$3. It is further provided that the license fee for a cat owned by an individual 65 years of age or older shall be the sum of \$3; however, the fee charged to such owner shall be \$2 if the cat is spayed or neutered.

G. Fees, renewals and expiration date of license.

(1) 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 a license and registration tag or sleeve shall be the same as for the original. All licenses shall expire on the 31st day of December of the calendar year for which issued.

(2) Only one license and registration tag or sleeve shall be required in the licensing year for each cat. Any valid New Jersey license tag or sleeve issued by a New Jersey municipality shall be accepted by this Borough as evidence of compliance.

H. Loss of license. If a license tag or sleeve has been misplaced or lost, the Borough Clerk shall issue a duplicate license and/or registration sleeve for that particular cat at a fee of \$1.20.

I. Proof of licensing. Proof of licensing shall be produced by any person owning, keeping, maintaining or harboring a cat, upon the request of any health official, police officer, animal control officer or other authorized person.

J. Interfering with persons performing duties under this article. No person shall hinder, molest or interfere with anyone authorized or empowered to perform any duty under this article.

§ 76-32. Quarantine.

Any cat demonstrating a change in disposition or an illness suggesting that said cat might have rabies or any cat that bites another animal or human may be required by the Health Officer, Animal Control Officer or designated agent to be quarantined for a period of 10 days. Owners or those harboring cats evidencing a change in disposition or an illness suggesting that said cat may have rabies may be required to have such animal examined

by an approved veterinarian. Any cost incurred in quarantining such animal or veterinary service examination shall be paid for by the owner for harboring of such cat or cats.

§ 76-33. Cats running at large while in heat.

It is hereby declared unlawful for any owner, keeper or harbinger of any female cat to permit such cat to run at large while in heat, whether or not a valid registration tag is attached.

§ 76-34. Declaration of public nuisance; impoundment.

Any cat running at large in violation of the provisions of this article is declared to be a public nuisance. Said cat may be impounded by the appropriate local authorities. An impoundment fee shall be charged against the owner of said cat by the entity impounding the cat.

§ 76-35. Abandonment.

No person shall abandon any cat of any age or permit a cat to become a stray.

§ 76-36. Soiling or defiling property.

No person owning, keeping or harboring any cat shall permit it to soil, defile or commit any nuisance on any place where people congregate or walk or upon any public property whatsoever. This provision shall apply to all privately owned property in the Borough, except the property of the owner or keeper of the cat and the property owned or controlled by persons who have invited or permitted the owner or keeper of a cat to bring such cat upon the premises.

§ 76-37. Violations and penalties.

Unless otherwise provided by statute or in the Code of the Borough of Laurel Springs, violation of this provision of the Code of the Borough of Laurel Springs shall be punishable by one or more of the following: a fine of not to exceed \$1,000, imprisonment for not more than 90 days and/or a period of community service not to exceed 90 days. Each day on which a violation occurs shall be considered a separate offense.

ARTICLE IV, Feeding of Wildlife [Adopted 5-2-2005 by Ord. No. 650-2005]

§ 76-38. Purpose.

An article to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Borough of Laurel Springs, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

§ 76-39. Definitions.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this article 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.

FEED -- To give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.

PERSON -- Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

WILDLIFE -- All animals that are not domesticated.

§ 76-40. Prohibited conduct.

No person shall feed, in any public park or on any public street or any other property owned or operated by the Borough of Laurel Springs, any wildlife, excluding confined wildlife, such as wildlife confined in rehabilitation centers or environmental education centers.

§ 76-41. Enforcement.

This article shall be enforced by the Police Department and/or other municipal officials of the Borough of Laurel Springs.

§ 76-42. Violations and penalties.

Any person, entity or corporation who shall violate any of the provisions of this article shall, upon conviction thereof, before the Municipal Court of the Borough of Laurel Springs, be subject to a fine not exceeding \$500 or imprisonment in the county jail for a term not exceeding 90 days, or both, in the discretion of the Municipal Court Judge before whom such defendant shall be convicted. A separate offense may be deemed committed on each day that a violation occurs or continues.

ARTICLE V, Disposal of Pet Waste [Adopted 5-2-2005 by Ord. No. 653-2005]

§ 76-43. Purpose.

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

§ 76-44. Definitions.

For the purpose of this article, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this article 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.

IMMEDIATE -- That the pet solid waste is removed at once, without delay.

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.

PERSON -- Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

PET -- A domesticated animal (other than a disability assistance animal) kept for amusement or companionship.

PET SOLID WASTE -- Waste matter expelled from the bowels of the pet; excrement.

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.

§ 76-45. 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.

§ 76-46. 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.

§ 76-47. Enforcement.

This article shall be enforced by the Police Department and/or other municipal officials of the Borough of Laurel Springs.

§ 76-48. Violations and penalties.

Any person, entity or corporation who shall violate any of the provisions of this article shall, upon conviction thereof, before the Municipal Court of the Borough of Laurel Springs, be subject to a fine not exceeding \$500 or imprisonment in the county jail for a term not exceeding 90 days, or both, in the discretion of the Municipal Court Judge before whom such defendant shall be convicted. A separate offense may be deemed committed on each day that a violation occurs or continues.