

ORDINANCE 05-08

**AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING
AND SUPPLEMENTING CHAPTER 57 OF THE BOROUGH
CODE, ENTITLED “ANIMALS”, TO PROVIDE FOR THE
CONTROL OF ALL PETS.**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows:

SECTION 1. Section 57-19 of the Borough Code of the Borough of Barnegat Light, entitled “Damage to property,” is hereby amended and supplemented to provide as follows:

**CHAPTER 57
ANIMALS**

§ 57-19. Damage to property.

- A. All persons owning or having the care, custody or control of any dog or pet or animal 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. A person who requires the use of a disability assistance animal shall be exempt from the provision of this section while such animal is being used for that purpose.
- B. No person owning, keeping or harboring a dog or any other pet or animal shall permit it to do any damage to any lawn shrubbery, flowers, grounds or property.
- C. No person owning or having the care, custody or control of any dog or pet or animal shall be permit such dog, pet or animal to soil, defile or defecate upon any sidewalk, street or upon any public property or in or upon the property of persons other than the owner or person having the care, custody or control of such dog, pet or animal. If a dog, pet or animal should defecate upon any side street, public property or property of persons other than the owner or person having the care, custody or control of such dog, pet or animal, the owner or person having the care, custody or control of such dog, pet or animal shall be responsible for the immediate removal of such defecation from such property and shall properly dispose of the same.

SECTION 2. There is hereby established and created a new Section 57-20 of the Borough Code of the Borough of Barnegat Light, to be entitled “Wildlife feeding,” to provide as follows:

§ 57-20. Wildlife feeding.

No person shall feed, or expose or scatter edible material for feeding, in any public park or on any other property owned or operated by the Borough of Barnegat Light, any animal wildlife, other than confined animal wildlife (eg., wildlife confined to zoos, parks, rehabilitation centers, environmental education centers), except that feeding does not include baiting in the legal taking of fish and/or game.

SECTION 3. Former Section 57-20 of the Borough Code of the Borough of Barnegat Light, entitled “Violations and penalties,” is hereby renumbered as Section 57-21, to provide as follows:

§ 57-21. Violations and penalties.

A violation of this chapter shall be punishable as provided in Chapter 1, General Provisions, §1-15.

SECTION 4. All ordinances of parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. This ordinance shall take effect immediately upon its enactment after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of Barnegat Light in the County of Ocean, State of New Jersey, on the 16th day of February, 2005, and will be considered for final passage at a regular meeting of said governing body to be held at the Municipal Building, 10 West 10th Street, Barnegat Light, New Jersey, on the 16th day of March, 2005, at 8:00 p.m., at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

GAIL J. WETMORE, Borough Clerk

Passage on First Reading: date: February 16, 2005 moved by Reynolds seconded by Howard

VOTE:

Spark absent Morrison aye Bossi absent Reynolds aye Howard aye Warr aye

Attest:

GAIL J. WETMORE, Borough Clerk

Final Passage: date: March 16 moved by Bossi seconded by Howard

VOTE:

Spark aye Morrison absent Bossi aye Reynolds aye

Howard aye Warr aye

Attest:

GAIL J. WETMORE, Borough Clerk

Mayor Approval:

_____ date: _____

KIRK O. LARSON, Mayor

Attest:

GAIL J. WETMORE, Borough Clerk