

**BOROUGH OF FANWOOD
BOARD OF HEALTH
ORDINANCE 11-09-02**

**“AN ORDINANCE SUPPLEMENTING AND AMENDING CHAPTER 300,
ANIMALS, ARTICLE II”**

BE IT ORDAINED BY THE BOARD OF HEALTH OF THE BOROUGH OF FANWOOD, COUNTY OF UNION AND STATE OF NEW JERSEY, as follows:

Section 1. Section 300-8 is amended as follows:

§ SECTION 300-8 – Animal nuisances.

- A. No person owning, harboring, keeping or in charge of any cat shall cause, suffer or allow such animal to soil, defile or defecate upon any private and/or public property.
- B. Any person who causes, suffers or allows any such animal to defecate anywhere, except in an area as permitted, shall remove all feces deposited by such animal by a sanitary method. All pet owners/keepers are required to dispose immediately and properly of their pet’s solid waste deposited on any property, public or private.
- C. The sanitary manner for removal of feces shall be by the placement of the removed feces in a sealed plastic bag and then further placed in said person’s own garbage or waste removal container and shall not be by placement of the feces, whether in a sealed plastic bag or not, in any garbage or waste container owned or maintained by the Borough of Fanwood or any garbage or waste container of any other person or entity or storm sewer.

Section 2. Section 300-9 is added as follows:

§ SECTION 300-9 – Feeding Prohibited.

- A. The keeping, maintenance and/or feeding of stray cats or wild animals is prohibited. The maintenance and/or feeding of privately owned cats and/or dogs in such a manner as to create unsanitary conditions, attract vermin, or be potentially detrimental to health or create a public health nuisance is hereby prohibited.

Section 3. The former Section 300-8 is renumbered and is now Section 300-10, which is amended as follows:

§ SECTION 300-10 – Violations and Penalties

Any person violating any provision of this Article shall be punished by a fine not to exceed \$50 for the first offense *and not to exceed \$100 for any subsequent offenses* except if a person is merely delinquent in licensing said cat, such person shall pay a fine of \$2 per month and up to a maximum of \$10 in any one (1) year. Each day the violation continues shall constitute a separate and distinct offense.

Section 4. All Board of Health ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed.

Section 5. This Ordinance shall take effect immediately upon final passage and publication as required by law.

Introduction: September 1, 2011
Public Hearing and Adoption:

ATTEST:

BOROUGH OF FANWOOD
BOARD OF HEALTH

Colleen M. Huehn, Board Secretary

Phyllis Fischer, President