

7-4 DOGS AND ANIMAL WASTE.

7-4.1 Purpose. The purpose of this section is to establish requirements for the proper disposal of pet solid waste in the Borough of Cliffside Park so as to protect public health, safety and welfare and to prescribe penalties for failure to comply is hereby enacted.

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7-4.2 Definitions. For the purpose of this section the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this section 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.

a. "Immediate" shall mean that the pet solid waste is removed at once, without delay.

b. "Owner/keeper" shall mean 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.

c. "Person" shall mean any individual, corporation, company, partnership, firm, association or political subdivision of this State subject to municipal jurisdiction.

d. "Pet" shall mean a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.

e. "Pet solid waste" shall mean waste matter expelled from the bowels of the pet; excrement.

f. "Proper disposal" shall mean 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.

7-4.3 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.

7-4.4 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.

7-4.5 Enforcement. The provisions of this section shall be enforced by the Cliffside Park Police Department and/or Cliffside Park Board of Health.

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7-4.6 Violations and Penalty. Any person(s) who is found to be in violation of the provisions of this section shall be subject to (i) a fine not to exceed one thousand (\$1,000.00) dollars; (ii) or imprisonment for a period not to exceed 90 days; or (iii) both.