

Ord.#30-2016

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MOUNT OLIVE, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, AMENDING CERTAIN PORTIONS OF PART II, "GENERAL LEGISLATION," CHAPTER 169, "DOGS AND OTHER ANIMALS," ARTICLE I, "DOGS; ANIMAL DETENTION AND REDEMPTION," SECTION 169-7, "FEES," AND ARTICLE IV, "CATS," SECTION 169-35, "LICENSING REQUIREMENTS; FEES," OF THE REVISED GENERAL ORDINANCES

BE IT ORDAINED by the Township Council of the Township of Mount Olive, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Part II, "General Legislation," Chapter 169, "Dogs and Other Animals," Article I, "Dogs; Animal Detention and Redemption," Section 169-7, "Fees," Subsection 169-7(A) of the aforesaid Revised General Ordinances is hereby amended to read as follows:

§ 169-7. Fees.

- A. The person applying for a license and registration tag shall pay a fee of \$16 for each dog. The owner of any dog which is not neutered or spayed at the time application is made for the license and registration tag shall pay \$3 in addition to the fee described above. No owner of a dog will be exempt from the surcharge of \$3 unless the owner presents a certificate signed by a licensed veterinarian stating that the dog has been spayed or neutered. Of the total fee paid for any dog, the Township of Mount Olive shall send \$1 to the New Jersey State Board of Health for rabies control, pursuant to the provisions contained in N.J.S.A. 4:19-15.11 and any amendments thereof, and \$0.20 to the State of New Jersey, designated for the Pilot Clinic Fund pursuant to the laws of 1983, Chapter 181.[1] Mount Olive Township shall send the surcharge of \$3 to the State of New Jersey, designated for the Animal Population Control Fund pursuant to the Laws of 1983, Chapter 172.[2] The remainder of each fee shall be retained by the Township of Mount Olive for the animal control budget. For each annual renewal, the fee for the license shall be the same as for the original license, and said license, registration tag and renewal thereof shall expire on the last day of January in each year. Any dog owner or person harboring a dog or found to have an unlicensed dog by the Township Animal Control Officer or any other municipal official after February 1 shall be required to pay an additional delinquent fee of \$3 per month, plus the required license fee as provided in this article for his dog license, together with any other fines due to summonses issued that may be imposed on him as provided in this article for failure to obtain a dog license before February 1. The aforementioned fee shall not apply to dogs which have been acquired by the owner after February 1. The owner, however, must present sufficient proof to establish that said dog was acquired after February 1. Dogs used as guides for handicapped persons and commonly known as "hearing ear" and "Seeing Eye"

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

SECTION 2. Part II, "General Legislation," Chapter 169, "Dogs and Other Animals," Article IV, "Cats," Section 169-35, "Licensing requirements; fees," Subsection 169-35(G) of the aforesaid Revised General Ordinances is hereby amended to read as follows:

§ 169-35. Licensing requirements; fees.

- G. License fee schedule. A license shall be issued after payment of a fee of \$16 for an unneutered cat and \$13 for a neutered cat. Persons who fail to obtain a license as required within the time period specified in this section will be subject to a delinquent fee of \$3 per month.

SECTION 3. All ordinances of the Township of Mount Olive which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

SECTION 5. This Ordinance may be renumbered for purposes of codification.

SECTION 6. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

TOWNSHIP OF MOUNT OLIVE

Joe Nicastro, Township Council President

ATTEST:

Michelle Masser, Township Clerk