

## Chapter 179

### PET WASTE

|          |                           |          |                                        |
|----------|---------------------------|----------|----------------------------------------|
| § 179-1. | Purpose.                  | § 179-4. | Exemptions.                            |
| § 179-2. | Definitions.              | § 179-5. | Enforcement; violations and penalties. |
| § 179-3. | Requirement for disposal. |          |                                        |

**[HISTORY: Adopted by the Borough Council of the Borough of Mountain Lakes 9-26-2005 by Ord. No. 15-05. Amendments noted where applicable.]**

#### GENERAL REFERENCES

|                                                                 |                                      |
|-----------------------------------------------------------------|--------------------------------------|
| Illicit connections to storm sewers — See Ch. 134.              | Streets and sidewalks — See Ch. 204. |
| Improper disposal of waste to storm sewer system — See Ch. 135. | Subdivision of land — See Ch. 208.   |
| Sewers — See Ch. 191.                                           | Wildlife feeding — See Ch. 239.      |
| Solid waste — See Ch. 200.                                      | Yard waste — See Ch. 240.            |

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#### § 179-1. Purpose.

To establish requirements for the proper disposal of pet solid waste in the Borough of Mountain Lakes, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

#### § 179-2. Definitions.

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

**§ 179-3. 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.

**§ 179-4. 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.

**§ 179-5. Enforcement; violations and penalties.**

- A. The provisions of this chapter shall be enforced by the Police Department of Mountain Lakes.
- B. Any person, firm or corporation who is found to be in violation of any of the provisions of this chapter shall, upon conviction, be punished by a fine not to exceed \$1,000 or by imprisonment in the county jail for a period not to exceed 90 days, or by both such fine and imprisonment, and each violation of any of the provisions of this chapter and each day the same is violated shall be deemed and taken to be a separate and distinct offense.