

BOROUGH OF MILFORD
ORDINANCE NUMBER 970-2023

**ORDINANCE REGULATING “PET WASTE” IN
THE BOROUGH OF MILFORD IN ACCORDANCE
WITH MANDATES FROM NEW JERSEY’S DEPARTMENT
OF ENVIRONMENTAL PROTECTION.**

CHAPTER XX
PET WASTE

SECTION I.
Purpose.

An ordinance to establish requirements to control the proper disposal of pet solid waste in the Borough of Milford to protect public health, safety, and welfare, and to prescribe penalties for the failure to comply.

SECTION II.
Definitions.

For this Ordinance, 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.

- A. Immediate – shall mean that the pet solid waste is removed at once, without delay.
- B. 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.
- C. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- D. Pet - a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.
- E. Pet solid waste – waste matter expelled from the bowels of the pet; excrement.
- F. 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.

SECTION III.
Requirements 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.

SECTION IV.
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.

SECTION V.
Violations, Penalties, and Enforcement.

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed Five Hundred Dollars (\$500.00). This Chapter shall be enforced by the Borough’s Zoning Officer, the Borough’s Sewer Administrator, or other Borough personnel as may be assigned by resolution of the Milford Borough Common Council

**SECTION VI.
Repealer.**

All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

**SECTION VII.
Severability.**

If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

**SECTION VIII.
Effective Date.**

This Ordinance shall take effect after passage and publication in the manner provided by law.

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced and passed on first reading on the 7th day of August, 2023, at a meeting of the Borough Council of the Borough of Milford and will be taken up for final consideration and passage at a regularly scheduled meeting of the Mayor and Borough Council of the Borough of Milford to be held on the 2nd day of October, 2023, at 7:00PM, or as soon thereafter as the matter may be reached, to be held at the Milford Borough Fire Company, located at 21 Water Street, Milford, New Jersey 08848.

Copies of said Ordinance are at the office of the Milford Borough Municipal Clerk, 30 Water Street, Milford, New Jersey 08848, and posted on the Borough website.

HENRI SCHEPENS, MAYOR

ATTEST:

KAREN DYSART, RMC
MUNICIPAL CLERK

Introduction: August 7, 2023
Public Hearing: October 2, 2023
Adoption: October 2, 2023
Publication: October 12, 2023

FIRST READING - ROLL CALL VOTE

Council Member	Motion	Adopt	Second	Ayes	Nays	Abstain	Absent
James Gallos							x
Noralie LaFevre		x		x			
Ron Rehl				x			
Douglas Sloyer				x			
Robert White	x			x			
Elisa Yager			x	x			

SECOND READING & FINAL ADOPTION - ROLL CALL VOTE

Council Member	Motion	Adopt	Second	Ayes	Nays	Abstain	Absent
James Gallos							x
Noralie LaFevre			x	x			
Ron Rehl							x
Douglas Sloyer				x			
Robert White	x			x			
Elisa Yager		x		x			