

## **ORDINANCE #2010-11**

**AN ORDINANCE TO AMEND AAN ORDINANCE PROVIDING FOR THE UNIFORM CONTROL AND LICENSING OF DOGS AND KENNELS IN THE BOROUGH OF ALLENHURST, MONMOUTH COUNTY@ ADOPTED BY THE BOARD OF COMMISSIONERS ON THE 27TH DAY OF JANUARY, 1942.**

THE BOARD OF COMMISSIONERS OF THE BOROUGH OF ALLENHURST DO ORDAIN:

SECTION I That the following sections of an Ordinance entitled **AAN ORDINANCE PROVIDING FOR THE UNIFORM CONTROL AND LICENSING OF DOGS AND KENNELS IN THE BOROUGH OF ALLENHURST, MONMOUTH COUNTY@** adopted on the 27th day of January, 1942, is hereby amended to read as follows:

### **5-2.2 Application for License**

2. Name, street, post office address and phone number of the owner of, and of the person who shall keep or harbor the dog.

### **5-2.4 Fees**

- a. The person applying for a license or renewal of a license for each neutered or spayed dog shall pay for each dog, a fee of fifteen (\$15.00) dollars, plus one (\$1.00) dollar fee for the registration and a twenty (\$.20) cent Pilot Clinic Fee (PCF) totaling Fifteen dollars and twenty (\$15.20) cents.

### **5-3 Dog Canvass**

The Borough Chief of Police shall annually cause a canvass to be made of al dogs owned, kept or harbored within the limits of the Borough and shall report to the Clerk of the Board of Health and the State Department of Health the results thereof, setting forth in separate columns, the names, addresses and phone numbers of persons owning, keeping or harboring dogs, the number of licensed dogs owned, kept or harbored by each person, together with the registration number of each dog; the number of unlicensed dogs owned, kept or harbored by each person, together with a complete description of each unlicensed dog.

### **5-10 Violations and Penalties.**

- a. Any person who violates or refuses to comply wit any part of Sections 5-2 and 5-4 and subsection 5-8.3 of this chapter, or with the rules and regulations promulgated by the State Department of Health governing the sanitary conduct and operation of kennels, pet shops, shelters and pounds, to preserve sanitation therein and prevent the spread of rabies and other diseases of dogs within and from such establishments, shall be liable to a penalty of not less than twenty-five (\$25.00) dollars nor more than five hundred (\$500.00) dollars for each offense, to be recovered by and in the name of the Borough. A person who refuses or neglects to pay forthwith the amount of a judgment rendered against him and the costs and

charges incident thereto shall be committed by the Court to the County Jail for a period not exceeding ten (10) days in the case of a first conviction and in the case of a conviction for a second, subsequent or continuing violation, for a period not exceeding sixty (60) days.

d. No Allenhurst Police Officer may act as the complaining witness on a summons for a violation of Section 504.5 unless that officer has first attempted to contact the dog owner by telephone and to notify the owner that their dog is loose and thereafter given the owner 15 minutes to leash or otherwise secure the dog.

SECTION II Except as herein provided, an Ordinance entitled, **AAN ORDINANCE PROVIDING FOR THE UNIFORM CONTROL AND LICENSING OF DOGS AND KENNELS IN THE BOROUGH OF ALLENHURST, MONMOUTH COUNTY**@ adopted on the 27th day of January, 1942, remains in full force and effect.

SECTION III The provisions of this Ordinance are declared to be severable, and if any section, subsection, sentence, clause or phrase hereof shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, subsections, clauses and phrases of this Ordinance shall stand, notwithstanding the invalidity of any part.

SECTION IV This Ordinance shall take effect after publication and adoption according to law.

**INTRODUCED: July 13, 2010**

**ADOPTED: July 27, 2010**