ADOPTED: FEBRUARY 4, 2025

APPROVED: _____ MAYOR

DATE: 2/4/2025

ATTEST: _____ MUNICIPAL CLERK

Ordinance No. 1-2025
Introduced: January 21, 2025
Adoption: February 4, 2025

ORDINANCE NO. 1-2025
OF THE GOVERNING BODY
OF THE BOROUGH OF BLOOMINGDALE

AN ORDINANCE OF THE BOROUGH OF BLOOMINGDALE, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING CHAPTER 5 "ANIMAL CONTROL", SECTION 5-9 "DEFILING OR DAMAGING PROPERTY; NUISANCES; RUNNING AT LARGE" OF THE CODE OF THE BOROUGH OF BLOOMINGDALE

WHEREAS, the Borough Code currently sets forth rules and regulations as it relates to animal control; and

WHEREAS, the Director of Animal Control Services has recommended amending the code to provide clarity, define an animal owner's responsibility and to allow for the issuance of a violation when deemed necessary; and

WHEREAS, the Council Ordinance Review committee members have reviewed and accepted the recommended changes as being in the best interest of the Borough.

NOW THEREFORE BE IT ORDAINED, by the Council of the Borough of Bloomingdale, in the County of Passaic, and State of New Jersey, as follows:

SECTION 1. Amending Chapter 5, Animal Control, Subsection 5-9 Defiling or Damaging Property; Nuisances; Running at Large, as follows:

(Deleted material shown with ~~strikeouts~~, added material is <u>underscored</u>)

§ 5-9 ~~DEFILING OR DAMAGING~~ <u>INJURY TO PERSON OR</u> PROPERTY; NUISANCES; RUNNING AT LARGE.

a. ~~No person shall suffer, permit or allow any animal to injure, damage, soil or defile any lawn, shrubbery, flowers or grounds or any property, either public or private, or any person other than that of its owner to the extent that such action causes a nuisance.~~ <u>Any person owning, keeping, or harboring any domestic animal shall maintain control of the domestic animal and prevent that animal from causing any injury to person or property including damage to any lawn, shrubbery, flowers, grounds, or property.</u>

All other portions of this Chapter not addressed herein shall remain unchanged.

SECTION 2. All ordinances or parts of ordinances of the Borough of Bloomingdale inconsistent herewith are repealed to the extent of such inconsistency.

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SECTION 3. 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 4. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

BOROUGH OF BLOOMINGDALE
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST:

Breeanna Smith, Clerk

By: John D'Amato, Mayor