

ORDINANCE 2011-11

**TOWNSHIP OF EASTAMPTON
COUNTY OF BURLINGTON**

**AN ORDINANCE TO AMEND THE EASTAMPTON TOWNSHIP CODE AT CHAPTER
145, ANIMALS, TO ADDRESS VICIOUS AND POTENTIALLY DANGEROUS DOGS**

BE IT ORDAINED, by the Township Council of the Township of Eastampton, County of Burlington, State of New Jersey, as follows:

SECTION I. INTRODUCTION

In conjunction with the recodification project undertaken by the Township officials, review of the Township's body of legislation has uncovered that legislation pertaining to vicious and potentially dangerous dogs has not previously been adopted, and the Township Council has determined that such legislation is desired for inclusion in the new code. Therefore, the Township Council now seeks to include the following provisions pertaining to vicious and potentially dangerous dogs in the new code of the Township of Eastampton as Article II of Chapter 145.

SECTION II.

The Township Council hereby adopts Chapter 145, Article II, as follows:

**ARTICLE II
Vicious and Potentially Dangerous Dogs**

§ 145-7. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ANIMAL CONTROL OFFICER

A certified municipal animal control officer or, in the absence of such an officer, the chief law enforcement officer of the municipality or his/her designee.

DOG

Any dog or dog hybrid.

DOMESTIC ANIMAL

Any cat, dog, or livestock.

POTENTIALLY DANGEROUS DOG

Any dog or dog hybrid declared potentially dangerous by a Municipal Court pursuant to P.L. 1989, c. 307 (N.J.S.A. 4:19-17 et seq.), as amended and supplemented.

VICIOUS DOG

Any dog or dog hybrid declared vicious by a Municipal Court pursuant to P.L. 1989, c. 307, as amended and supplemented.

§ 145-8. Purpose.

The purpose of this article is to adopt, by reference, all provisions of N.J.S.A. 4:19-17 through 4:19-35, as amended and supplemented, which is the uniform set of state requirements on the owners of vicious or potentially dangerous dogs.

§ 145-9. Costs of impoundment or destruction.

Pursuant to N.J.S.A. 4:19-26, if a dog is to be declared vicious or potentially dangerous by a Municipal Court, and all appeals pertaining thereto have been exhausted, the owner of the dog shall be liable to the Township of Eastampton for any costs and expenses incurred by the Township in the impoundment or destruction of the dog. Such costs could include veterinary, shelter, medical attention required, maintenance expenses, special costs to the Township for Animal Control Officer charges, transportation, postage and noticing costs, related legal expenses, and an administrative fee of \$20. The owner shall incur the expense of impounding the dog in a facility other than the municipal pound, regardless of whether the dog is ultimately found to be vicious or potentially dangerous.

§ 145-10. Licensing fees.

Pursuant to N.J.S.A. 4:19-28f, in addition to any license fee required pursuant to N.J.S.A. 4:19-15.3, there shall be an annual fee of \$700 for a potentially dangerous dog license and each renewal thereof.

§ 145-11. Violations and penalties.

Violations of this article shall be punishable as provided in Chapter [1](#), Article [II](#), Penalties for Violations.

SECTION III.

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION IV.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

SECTION V.

All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

ATTEST:

KIM-MARIE WHITE
KIM-MARIE WHITE
Municipal Clerk

LOUISE CAMPBELL
LOUISE CAMPBELL
Mayor

Introduced: October 24, 2011
Adopted: November 14, 2011
Effective Date: December 5, 2011