



Approved as to Form and Legality

*Rau M. M...*  
 Salem County Counsel

Date Adopted

August 14, 2019

Committee  
 Economic Development  
 Public Works

**RESOLUTION ADOPTING COUNTY POLICY PROHIBITING  
 IMPROPER DISPOSAL OF PET WASTE  
 ON PROPERTY OWNED OR OPERATED BY THE COUNTY OF SALEM**

**WHEREAS,** the State of New Jersey has established the New Jersey Pollutant Discharge System Rules, N.J.A.C. 7:14-A and the Stormwater Permitting Program in response to the requirements mandated under the Federal Clean Water Act, 33 U.S. C. § 1251 et seq; and

**WHEREAS,** the State of New Jersey has mandated that each County adopt a Policy Prohibiting "IMPROPER DISPOSAL OF PET WASTE" on publicly owned property; and

**WHEREAS,** the Salem County Board of Chosen Freeholders has determined that in order to promote the goals established under the Federal Clean Water Act and the State of New Jersey Pollutant Discharge Elimination System and the Stormwater Permitting Program that the County adopt a Policy and Procedure Prohibiting Improper Disposal of Pet Waste.

**NOW, THEREFORE, BE IT RESOLVED** by the Salem County Board of Chosen Freeholders that the attached "POLICY AND PROCEDURE PROHIBITING IMPROPER DISPOSAL OF PET WASTE" be and is hereby adopted.

*Charles V. Hassler*  
 CHARLES V. HASSLER, Freeholder  
 Chair, Economic Development/ Public Works Committee

I hereby certify the foregoing to be a true resolution adopted by the Board of Chosen Freeholders of the County of Salem on Wednesday, August 14, 2019.

*Stacy Pennington*  
 STACY PENNINGTON  
 Clerk of the Board

RECORD OF VOTE

FREEHOLDER	AYE	NAY	ABSTAIN	ABSENT	RESOLUTION MOVED	RESOLUTION SECONDED
G. Ostrum, Jr.	✓					✓
C. Hassler	✓				✓	
L. Ware	✓					
R.S. Griscom	✓					
B. Laury				✓		

✓ Indicates Vote

ENG-DFord

**SALEM COUNTY**

**PROHIBITION OF IMPROPER DISPOSAL OF PET WASTE  
POLICY AND PROCEDURE**

**Adopted On:**

August 14, 2019

**Adopted By:**

**Salem County Board of Chosen Freeholders**

**By Resolution No.:**

2019-292

**I. Purpose:**

A policy and procedure to prohibit the improper disposal of pet waste, on any property owned or operated by the County of Salem, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

**II. Definitions:**

For the purpose of this resolution, 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. Highway Rest Area - any rest area, including any picnic area or scenic overlook, for a road or other thoroughfare operated by Salem County. For purposes of this policy and procedure a "road or other thoroughfare" does not include:

1. Any thoroughfare confined to the grounds of one or more buildings; or
  2. Any thoroughfare confined to a park or recreational area operated by Salem County.
- b. Immediate – shall mean that the pet solid waste is removed at once, without delay.
  - c. 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.
  - d. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to County jurisdiction.
  - e. Pet – a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.
  - f. Pet Solid Waste – waste matter expelled from the bowels of the pet; excrement.
  - g. Proper Disposal – placement in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the County or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

### **III. 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 owned or operated by Salem County.

Any person found to be in violation of this policy and procedure shall be ordered to cease the actions immediately.

**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.

**V. Enforcement:**

The provisions of this policy and procedure shall be enforceable by any Local or State Police Officer.

**VI. Violations and Penalties:**

Any person(s) who is found to be in violation of the provisions of this Policy and Procedure shall be subject to a fine not to exceed \$100.00.

**VI. Severability:**

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

**VII. Effective date:**

This Policy and Procedure shall be in full force and effect from and after the adoption and any publication as may be required by law, of the resolution entitled: RESOLUTION ADOPTING COUNTY POLICY PROHIBITING IMPROPER DISPOSAL OF PET WASTE ON PROPERTY OWNED OR OPERATED BY THE COUNTY OF SALEM.