

BOROUGH OF BAY HEAD

ORDINANCE NO. 2024-01

**AN ORDINANCE OF THE BOROUGH OF BAY HEAD,
COUNTY OF OCEAN, STATE OF NEW JERSEY, TO
AMEND CHAPTER 69, ENTITLED "ANIMALS,"
SECTION 69-13, "CERTIFIED ANIMAL CONTROL
OFFICER; POWERS AND DUTIES; COMPENSATION."**

BE IT ORDAINED, by the governing body of the Borough of Bay Head, County of Ocean, State of New Jersey as follows:

SECTION 1. The Municipal Code of the Borough of Bay Head is hereby amended and supplemented so as to amend Chapter 69 entitled "Animals," Section 69-13, "Certified Animal Control Officer; powers and duties; compensation," in its entirety as follows:

§69-13 Certified Animal Control Officer; powers and duties; compensation

A. Position created.

1. There is hereby created the position of Certified Animal Control Officer to administer and enforce this Chapter and to have such powers and perform such duties as hereinafter set forth.
2. A Certified Animal Control Officer shall be appointed by the Mayor and Council, and such person shall serve at the pleasure of Mayor and Council.
3. Certified Animal Control Officer shall be paid such compensation and serve such hours as may be authorized by the Mayor and Council and in accordance with the current Salary Ordinance.

B. Qualifications.

To be appointed to the position of Chief Animal Control Officer, an individual must meet the following requirements:

1. Hold a certified animal control officer's certificate from the State of New Jersey.

2. Have three years of animal control experience involving the enforcement of ordinances and/or statutes, including but not limited to, the taking into custody, impounding and adoption of animals.

C. Duties.

The duties of the Certified Animal Control Officer shall include, but not be limited to, the following:

1. Enforcing the provisions of the Borough animal control ordinances, State statutes and regulations. The Certified Animal Control Officer is hereby authorized to enter upon public, private or quasi-public property, including the beaches of the Borough, to perform any and all duties of Certified Animal Control Officer.
2. Respond to complaints about any animals, wild or domesticated, that are damaging real or personal property or endangering persons or other animals, wild or domesticated, and use appropriate traps, procedures, and devices to capture and control said wild animals or stray domesticated pets.
3. Coordinate with New Jersey Department of Environmental Protection, Division of Fish and Wildlife, as necessary to seek guidance on control, capture and removal of wild animals.
4. Prepare comprehensive and clear reports of inspections and other actions.
5. Promote the adoption of animals and spaying and neutering.

SECTION 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed, but only to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

SECTION 4. The ordinance shall be published at least once in an official newspaper of the Borough of Bay Head at least ten (10) days prior to the time fixed for consideration of the final passage of the ordinance.

SECTION 5. This ordinance shall take effect after second reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing ordinance was introduced and passed on first reading at a regular meeting of the Borough Council of the Borough of Bay Head, in the County of Ocean, State of New Jersey, held on **February 5, 2024**, and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the **4th** day of **March, 2024**, at 7:00 P.M., or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at 83 Bridge Avenue, Bay Head, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning this ordinance.

NOTICE OF ADOPTION

PUBLIC NOTICE IS HEREBY GIVEN that the foregoing ordinance published herewith has been finally adopted by the Borough Council of the Borough of Bay Head, in the County of Ocean, New Jersey on March 4, 2024.

ATTEST:

APPROVED:



Antoinette Jones, Municipal Clerk



William W. Curtis, Mayor