

MINUTES
TOWNSHIP OF PENNSAUKEN
TOWNSHIP COMMITTEE MEETING
June 3, 2021

Pennsauken Township Public Committee Meeting was held via electronic participation on Monday, June 3, 2021.

The Meeting was called to order by Mayor DiBattista at 6:00 pm, who also called for the Salute to the Flag to be followed by a Moment of Silence.

Mayor DiBattista announced the meeting is in compliance of the "Senator Byron M. Baer Open Public Meetings Act".

The meeting commenced with a roll call by the Township Acting Clerk.

Committeeman Martinez moved the motion to approve the use of electronic participation. Committeewoman Roberts seconded the motion. An affirmative 4/0 voice vote was recorded.

PRESENT: Committeeman Martinez, Committeewoman Roberts, Deputy Mayor Rafeh and Mayor DiBattista.

Also present were Acting Clerk Pamela Scott-Forman, Deputy Clerk Ana Matos, Acting Administrator Joseph Palumbo & Linda Galella, Esq.

NOTE: NOTIFICATION OF RESIGNATION LETTERS

Joseph V. Palumbo as Administrator
Tim Killion as Committee and Board of Health Member
Jessica Rafeh as Director of Public Safety

Committeewoman Roberts moved the motion to accept letters of resignation. Committeeman Martinez seconded the motion. An affirmative 4/0 voice vote was recorded.

APPROVAL OF MINUTES

Regular Meeting Minutes	May 24, 2021
Closed Session Minutes	May 24, 2021

Committeewoman Roberts moved the motion to approve meeting minutes. Committeeman Martinez seconded the motion. An affirmative 4/0 voice vote was recorded.

PROCLAMATIONS / AWARDS / MAYORAL APPOINTMENT - NONE

BIDS OPENED - NONE

ORDINANCES: SECOND READING (PUBLIC MAY COMMENT)

2021.12

AN ORDINANCE OF THE TOWNSHIP OF PENNSAUKEN AMENDING CHAPTER 101, "ANIMALS" TO FURTHER REGULATE CATS AND ADDING ARTICLE IV, CREATING A COMMUNITY CAT/TRAP-NEUTER-RETURN (TNR) MANAGEMENT PROGRAM

WHEREAS, THE TOWNSHIP OF PENNSAUKEN LIKE MANY COMMUNITIES THROUGHOUT THE STATE OF NEW JERSEY AND THE UNITED STATES, DESIRES TO EFFECTIVELY AND HUMANELY CONTROL THE FERAL CAT POPULATION WITHIN ITS BORDERS; AND

WHEREAS, ALTHOUGH THE TOWNSHIP COMMITTEE BELIEVES THAT IT IS MOST APPROPRIATE FOR CATS TO BE DOMESTICATED AND REMAIN INDOORS, THEY RECOGNIZE THAT FERAL CATS, IN THE VAST MAJORITY OF CASES, ARE NOT SUITABLE TO BE TAKEN INDOORS AS PETS AS THEY HAVE BECOME ACCUSTOMED TO SURVIVING IN THE WILD; AND

WHEREAS, IT IS NECESSARY FOR THE PROTECTION OF THE PUBLIC HEALTH, SAFETY AND WELFARE OF TOWNSHIP RESIDENTS THAT A PROGRAM BE ESTABLISHED TO PERMIT INDIVIDUALS TO MAINTAIN FERAL CAT COLONIES IN ACCORDANCE WITH CERTAIN RULES AND REGULATIONS; AND

WHEREAS, THROUGH A PUBLIC-PRIVATE PARTNERSHIP THE TOWNSHIP SEEKS TO ESTABLISH A COMMUNITY CAT MANAGEMENT PROGRAM IN AN EFFORT TO PROTECT THE PUBLIC HEALTH, REDUCE SHELTER EUTHANASIA AND PRESERVE SCARCE SHELTER RESOURCES.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY AS FOLLOWS:

CHAPTER 101, OF THE CODE OF THE TOWNSHIP OF PENNSAUKEN, ENTITLED "ANIMALS" IS HEREBY AMENDED TO FURTHER REGULATE CATS AND ARTICLE IV IS ADDED ENTITLED "COMMUNITY CAT/ TRAP-NEUTER-RETURN (TNR) PROGRAM" AS FOLLOWS:

THE CODE IS HEREBY AMENDED AS FOLLOWS [NEWLY ADDED MATERIAL IS INDICATED BY UNDERLINED TEXT; DELETIONS ARE INDICATED WITH []

ARTICLE I. DOGS AND CATS

SECTION 101-1: DEFINITIONS REMAINS THE SAME

SECTION 101-2: DOG LICENSE REQUIRED REMAINS THE SAME

SECTION 101-2.1: CAT LICENSE REQUIRED (BEGINNING JANUARY 1, 2022)

- A. IT SHALL BE UNLAWFUL FOR ANY PERSON TO OWN, AS DEFINED, A CAT IN THE TOWNSHIP OF PENNSAUKEN WITHOUT HAVING OBTAINED A LICENSE FOR IT IN COMPLIANCE WITH PROVISIONS SET FORTH IN THIS ARTICLE.
- B. A LICENSE SHALL BE REQUIRED FOR ANY CAT WHICH HAS ATTAINED THE AGE OF SEVEN MONTHS OR WHICH POSSESSES A SET OF PERMANENT TEETH.

SECTION 101-3: LICENSING OFFICIAL REMAINS THE SAME

SECTION 101-4: DATE FOR OBTAINING LICENSE

- A. ANY PERSON WHO OWNS A DOG AND/OR CAT THAT HAS REACHED LICENSING AGE SHALL ANNUALLY IN THE MONTH OF JANUARY OBTAIN A LICENSE AND OFFICIAL METAL REGISTRATION TAG FOR EACH DOG AND/OR CAT SO OWNED.
- B. THE OWNER OF A NEWLY ACQUIRED DOG AND/OR CAT OF LICENSING AGE OR OF ANY DOG AND/OR CAT WHICH ATTAINS LICENSING AGE SHALL MAKE APPLICATION FOR THE LICENSE AND REGISTRATION TAG FOR SUCH DOG AND/OR CAT WITHIN 10 DAYS AFTER SUCH ACQUISITION OR AGE ATTAINMENT.
- C. ANY PERSON WHO BRINGS OR CAUSES TO BE BROUGHT INTO THE TOWNSHIP ANY DOG AND/OR CAT LICENSED IN ANY OTHER STATE FOR THE CURRENT YEAR AND BEARING A REGISTRATION FOR SUCH DOG AND/OR CAT, WHO SHALL KEEP THE SAME OR PERMIT THE DOG AND/OR CAT TO BE KEPT WITHIN THE TOWNSHIP FOR A PERIOD OF MORE THAN 90 DAYS, SHALL IMMEDIATELY UPON THE CONCLUSION OF SAID NINETY-DAY PERIOD APPLY FOR A LICENSE AND REGISTRATION TAG FOR SUCH DOG AND/OR CAT.
- D. ANY PERSON BRINGING OR CAUSING TO BE BROUGHT INTO THE TOWNSHIP ANY UNLICENSED DOG AND/OR CAT AND WHO SHALL PERMIT THE DOG AND/OR CAT TO REMAIN IN THE TOWNSHIP FOR A PERIOD OF MORE THAN 10 DAYS SHALL IMMEDIATELY APPLY FOR A LICENSE AND REGISTRATION TAG FOR SUCH DOG AND/OR CAT UPON CONCLUSION OF SAID TEN-DAY PERIOD.
- E. REMAINS THE SAME (GUIDE DOGS)

SECTION 101-5: APPLICATION FOR LICENSE

THE APPLICATION SHALL STATE THE BREED, SEX, AGE, COLOR AND MARKINGS OF ANY DOG OR CAT FOR WHICH LICENSE AND REGISTRATION ARE SOUGHT AND WHETHER SUCH DOG OR CAT IS OF A LONG OR SHORT HAired VARIETY AND ALSO THE NAME, STREET, POST OFFICE ADDRESS OF THE OWNER AND THE PERSON WHO SHALL BE HARBORING SUCH DOG AND/OR CAT.

SECTION 101-6: FEES

- A. THE FEE FOR ISSUANCE OF A DOG OR CAT LICENSE AND EACH RENEWAL THEREOF SHALL BE \$12 FOR SPAYED AND NEUTERED DOGS AND CATS AND \$15 FOR UNSPAYED/UNNEUTERED DOGS AND CATS, WHICH FEES SHALL INCLUDE THE FEE FOR REGISTRATION TAG.
- B. LATE APPLICATION. WHENEVER AN APPLICATION FOR THE RENEWAL OF A DOG AND/OR CAT LICENSE IS MADE AFTER JANUARY 31, A LATE FEE IS \$10 IN ADDITION TO THE ORIGINAL COST.

SECTION 101-7: REGISTRATION TAG

- A. REMAINS THE SAME
- B. SAID REGISTRATION TAG SHALL HAVE PRINTED OR STAMPED PLAINLY THEREON: "LICENSED, TOWNSHIP OF PENNSAUKEN," THE CURRENT YEAR AND A DISTINCTIVE DIFFERENT NUMBER FOR EACH DOG AND/OR CAT. A CAREFUL RECORD OF EACH SUCH NUMBER AND THE ACCOMPANYING LICENSE SHALL BE MAINTAINED BY THE LICENSING OFFICIAL, PARTICULARLY FOR IDENTIFYING LOST, STRAYED, OR IMPOUNDED DOGS AND CATS.
- C. REMAINS THE SAME
- D. EVERY DOG AND CAT REQUIRED TO BE LICENSED UNDER THIS ARTICLE SHALL AT ALL TIMES WEAR A SUBSTANTIAL DURABLE COLLAR TO WHICH SHALL BE ATTACHED SECURELY THE REGISTRATION TAG REQUIRED. NO PERSON, EXCEPT AN OFFICER IN PERFORMANCE OF DUTY, SHALL REMOVE A REGISTRATION TAG FROM THE COLLAR OF ANY DOG OR CAT WITHOUT THE CONSENT OF THE OWNER; NOR SHALL ANY PERSON ATTACH A REGISTRATION TAG TO A DOG OR CAT FOR WHICH IT WAS NOT ISSUED.

SECTION 101-8: DOG KENNEL LICENSE REMAINS THE SAME

SECTION 101-9: PET SHOPS REMAINS THE SAME

SECTION 101-10: LIMIT ON NUMBER OF ANIMALS PER RESIDENTIAL PREMISES; RUNNING AT LARGE; TETHERING OF DOGS AND CATS.

- A. REMAINS THE SAME
- B. REMAINS THE SAME
- C. IT SHALL BE UNLAWFUL FOR ANY PERSON, ASSOCIATION OR CORPORATION OWNING, KEEPING, HARBORING OR HAVING CUSTODY OR POSSESSION OF ANY DOG OR CAT, WHETHER REGISTERED OR NOT, TO PERMIT SUCH DOG OR CAT TO BE IN OR UPON ANY PUBLIC STREET, AVENUE OR HIGHWAY, OR IN ANY PUBLIC OR QUASI-PUBLIC PLACE, OR UPON PROPERTY OWNED BY A PERSON OTHER THAN THE DOG OR CAT'S OWNER, IN THE TOWNSHIP OF PENNSAUKEN, UNLESS SUCH DOG OR CAT SHALL BE LED BY CHAIN, CORD, THONG OR LEASH IN THE HANDS OF A PERSON CAPABLE OF LEADING AND CONTROLLING SUCH DOG OR CAT, OR UNLESS SUCH DOG OR CAT SHALL BE SECURELY CONFINED IN AN AUTOMOBILE OR OTHER VEHICLE.
- D. A FEMALE DOG OR CAT IN HEAT MUST BE CONFINED TO THE HOUSE OR PEN. WHEN SHE IS BEING EXERCISED OR WALKED, SHE MUST BE LEAD WITH A RESPONSIBLE ADULT. DURING THIS PERIOD IN HEAT, SAID DOG OR CAT SHALL NOT BE CHAINED IN AN OPEN YARD OR AREA AT ANY TIME.
- E. REMAINS THE SAME
- F. TETHERING OF DOGS AND CATS
 - 1. REMAINS THE SAME
 - 2. REMAINS THE SAME EXCEPT C
 - a. REMAINS THE SAME
 - b. REMAINS THE SAME
 - c. TETHERS MUST BE AT LEAST 15 FEET LONG, HAVE A SWIVEL ON BOTH ENDS, WEIGH NO MORE THAN 1/8TH OF THE ANIMAL'S WEIGHT AND BE ATTACHED TO A PROPERLY FITTING COLLAR OR HARNESS.
 - d. REMAINS THE SAME
 - e. REMAINS THE SAME

SECTION 101-11: DOG WARDENS AND IMPOUNDING AGENTS REMAINS THE SAME

SECTION 101-12: CANVASS

A CANVASS OF DOGS AND CATS IN THE TOWNSHIP BE TAKEN BY THE ANIMAL CONTROL OFFICER OR BY A PERSON APPOINTED BY THE TOWNSHIP COMMITTEE, WHICH INDIVIDUAL SHALL, ON OR BEFORE MAY 1 OF THE YEAR IN WHICH THE CANVASS IS MADE , RENDER A REPORT TO THE LICENSING OFFICIAL, TO THE TOWNSHIP BOARD OF HEALTH AND TO THE STATE BOARD OF HEALTH, OF THE RESULTS OF THE CANVASS, SETTING FORTH THE NAMES AND ADDRESSES OF THE PERSONS OWNING UNLICENSED DOGS AND CATS AND THE NUMBER OF UNLICENSED DOGS AND CATS OWNED BY EACH SAID PERSONS, COMPLETE WITH A DESCRIPTION OF EACH UNLICENSED DOG AND CAT.

SECTION 101-13: IMPOUNDING OF DOGS-REMAINS THE SAME

SECTION 101-14: RECORD OF IMPOUNDING-REMAINS THE SAME

SECTION 101-15: DOGS CREATING A NUISANCE-REMAINS THE SAME

SECTION 101-16: HUMANE CARE OF DOGS-REMAINS THE SAME

SECTION 101-17: CATS

- A. PUBLIC NUISANCE DEFINED. WITHIN THE PURVIEW OF THIS SECTION, A CAT SHALL BE CONSIDERED A PUBLIC NUISANCE IF IT HAS NO KNOWN OWNER OR CUSTODIAN OR IF IT HAS NO KNOWN PLACE OF CARE OR SHELTER OR IF IT HABITUALLY TRESPASSES UPON OR DAMAGES EITHER PUBLIC OR PRIVATE PROPERTY OR ANNOYS, BITES, SCRATCHES OF

HARMS LAWFUL OCCUPANTS THEREOF. IN ADDITION, ANY CAT IN THE COMMUNITY CAT MANAGEMENT PROGRAM IS A PUBLIC NUISANCE IN THE FOLLOWING SITUATIONS:

1. HABITUALLY OR CONTINUALLY HOWLING, CRYING, OR SCREAMING
2. THE HABITUAL DESTRUCTION, DESECRATION OR SOILING OF PROPERTY AGAINST THE WISHES OF THE OWNER OF THE PROPERTY.
3. HABITUAL TRESPASSING UPON PUBLIC OR PRIVATE GROUND
4. ANY MANNER OF KEEPING THAT CAUSES ONE OR MORE OF THE FOLLOWING: UNSANITARY CONDITIONS, FOUL ODORS, INFESTATION BY INSECTS OR RODENTS, OR PHYSICAL CONDITIONS THAT ENDANGER THE HEALTH OR SAFETY OF HUMANS OR OTHER ANIMALS.

B. REMAINS THE SAME

C. HARBORING STRAYS: WITH THE EXCEPTION OF INDIVIDUALS WHO ARE PROPERLY REGISTERED UNDER THE COMMUNITY CAT MANAGEMENT PROGRAM AS SET FORTH HEREIN, NO PERSON SHALL HARBOR ANY NON-OWNED STRAY CAT OR MAKE FOOD OR SHELTER AVAILABLE TO THE SAME FOLLOWING RECEIPT OF A NOTICE FROM THE TOWNSHIP OR ANIMAL CONTROL OFFICERS:

1. ADVISING SAID PERSON THAT HARBORING IN VIOLATION OF THIS ARTICLE IS OCCURRING.
2. GIVE SAID PERSON SEVEN DAYS WITHIN WHICH TO CEASE AND DESIST SUCH HARBORING.

D. REMAINS THE SAME

E. REMAINS THE SAME

F. REMAINS THE SAME

G. REMAINS THE SAME

SECTION 101-18: VIOLATIONS AND PENALTIES-REMAINS THE SAME

ARTICLE II. SWINE

SECTION 101-19: DEFINITIONS-REMAINS THE SAME

SECTION 101-20: KEEPING OF SWINE PROHIBITED-REMAINS THE SAME

SECTION 101-21: VIOLATIONS AND PENALTIES-REMAINS THE SAME

ARTICLE III. DANGEROUS ANIMALS AND WILDLIFE

SECTION 101-22: DEFINITIONS

- DANGEROUS ANIMAL-REMAINS THE SAME
- FEED-REMAINS THE SAME
- OWNER-REMAINS THE SAME
- WILDLIFE-ALL ANIMALS THAT ARE NEITHER HUMAN OR DOMESTICATED, TO INCLUDE FOWL (TURKEYS, WILD TURKEYS, CHICKENS, ROOSTERS, AND ALL OTHER POULTRY), SWINE, FERAL ANIMALS (INCLUDING BUT NOT LIMITED TO FERAL CATS), OR RODENTS.

SECTION 101-23: PROHIBITED ACTS

A. REMAINS THE SAME

B. REMAINS THE SAME

C. REMAINS THE SAME

D. NO PERSON SHALL FEED, IN ANY PUBLIC PARK OR ANY OTHER PROPERTY OWNED OR OPERATED BY THE TOWNSHIP OF PENNSAUKEN, ANY WILDLIFE, EXCLUDING CONFINED WILDLIFE (FOR EXAMPLE WILDLIFE CONFINED IN ZOOS, PARKS OR REHABILITATION CENTERS OR UNCONFINED WILDLIFE AT ENVIRONMENTAL EDUCATION CENTERS). FEEDING OF WILDLIFE IS PROHIBITED ON PRIVATE PROPERTY

WHERE IT CAUSES A NUISANCE AS DEFINED IN THIS ORDINANCE TO ANY OTHER PUBLIC OR PRIVATE PROPERTY.

SECTION 101-24: ANIMALS TO BE DEEMED PUBLIC NUISANCES

IF A DANGEROUS ANIMAL IS AT ANY TIME LOCATED OR FOUND ANYWHERE IN THE TOWNSHIP, OTHER THAN ON THE LANDS AND PREMISES OF THE OWNER OR KEEPER OF SAME, IT SHALL BE DEEMED A PUBLIC NUISANCE. SUCH DANGEROUS ANIMAL SO FOUND MAY BE SEIZED AT ONCE BY THE ANIMAL CONTROL OFFICER OR ANY POLICE OFFICER APPOINTED WITHIN THE TOWNSHIP, OR ANY OTHER DULY DESIGNATED OFFICIAL. IF IT IS PRACTICABLE, SUCH OFFICER SHALL HOLD AND PROMPTLY DISPOSE OF SUCH ANIMAL IN AS HUMANE MANNER AS POSSIBLE. IF IT IS NOT PRACTICABLE TO SEIZE, AND/OR HOLD SUCH DANGEROUS ANIMAL BECAUSE IT POSES AN IMMEDIATE THREAT OF PHYSICAL HARM TO EITHER SUCH OFFICIAL OR TO ANY OTHER PERSON IN THE TOWNSHIP, THEN SUCH OFFICIAL MAY DESTROY THE ANIMAL DIRECTLY.

SECTION 101-25: VIOLATIONS AND PENALTIES-REMAINS THE SAME

ARTICLE IV. COMMUNITY CAT/TRAP-NEUTER-RETURN (TNR) PROGRAM

SECTION 101-26: DEFINITIONS

AS USED IN THIS ARTICLE, THE FOLLOWING TERMS SHALL HAVE THE MEANING INDICATED:

ANIMAL: CATS AND DOGS

ANIMAL CONTROL OFFICER (ACO): ANY PERSON OR AGENCY, APPOINTED BY THE TOWNSHIP WHO IS DESIGNATED OR CERTIFIED BY THE STATE OF NEW JERSEY PER N.J.S.A. 4:19-15.16B. TO ENFORCE THE PROVISIONS OF THIS ORDINANCE.

ANIMAL RESCUE ORGANIZATION: AN INDIVIDUAL OR GROUP OF INDIVIDUALS WHO, WITH OR WITHOUT SALARY OR COMPENSATION, HOUSE, PROVIDE NECESSARY MEDICAL CARE FOR AND FEED DISPLACED HOMELESS OR UNLICENSED ANIMALS IN A HOME OR FACILITY, WITH THE INTENT OF PLACING THE ANIMALS IN PERMANENT HOMES AS SOON AS ONE BECOMES AVAILABLE.

ANIMAL SHELTER: ANY ESTABLISHMENT WHERE CATS OR OTHER ANIMALS ARE RECEIVED, HOUSED, AND ADOPTED OUT, BUT NOT A PET RESALE STORE.

CAT: A MEMBER OF THE SPECIES FELIS CATUS.

CATS OF LICENSING AND/OR TNR AGE: ANY CAT, IN WHICH MAY OR MAY NOT BE FERAL, REACHING THE AGE OF SEVEN MONTHS, OR IF THE AGE CANNOT BE DETERMINED A CAT WHICH POSSESSES A SET OF PERMANENT ADULT TEETH.

COLONIZING: THE ACT OF ANY INDIVIDUAL OR GROUP OF INDIVIDUALS OR ORGANIZATIONS APPROVED BY A MUNICIPALITIES ACO, OR TNR PROGRAM TO ACCUMULATE AND MAINTAIN A COMMUNITY CAT COLONY.

COLONY CAT: ANY FREE-ROAMING OR COMMUNITY CAT IN A MANAGED COMMUNITY CAT COLONY.

COLONY TRAP PLAN: AN INDIVIDUALIZED OR GROUP ACTION PLAN FOR A COLONY CAT OR A COMMUNITY CAT COLONY.

COMMUNITY CAT: ANY FREE-ROAMING OR COLONY CAT WHICH MAY OR MAY NOT BE FERAL, WITH A CARETAKER KNOWN OR UNKNOWN. COMMUNITY CATS SHALL BE DISTINGUISHED THROUGH A WRITTEN "INTAKE-OUTTAKE" TRACKING SYSTEM WHEN INITIALLY IDENTIFIED AND TRAPPED FOR STERILIZATION AND EAR TIPPING.

COMMUNITY CAT CAREGIVER : ANY PERSON WHO IN ACCORDANCE WITH THE COMMUNITY CAT MANAGEMENT/TNR PROGRAM, WILL WORK WITH THE COMMUNITY CAT MANAGER TO TRAP, STERILIZE, VACCINATE FOR RABIES AND DISTEMPER, EAR-TIP THEN RETURN TO FREE-ROAMING CATS OR FERAL CATS TO THE AREA IN WHICH THEY WERE TRAPPED. A CAREGIVER SHALL NOT BE CONSIDERED AN OWNER OF A COMMUNITY CAT. A CAREGIVER SHALL NOT POSSESS, KEEP OR HARBOR A COMMUNITY CAT OUTSIDE OF ANY ORDINANCE OR TNR MANAGEMENT PROGRAM PARAMETERS.

COMMUNITY CAT COLONY: ANY SINGLE COMMUNITY CAT OR GROUP OF COMMUNITY CATS THAT CONGREGATE TOGETHER, OUTSIDE AS A UNIT. ANY NON-FERAL CAT(S) THAT CONGREGATE WITH A COLONY SHALL BE DEEMED PART OF IT.

COMMUNITY CAT MANAGEMENT: ANY APPROVED INDIVIDUAL, VOLUNTEER OR ORGANIZATION KNOWN, WHO ENGAGES IN THE TRAPPING, NEUTERING AND RETURNING (TNR) A COMMUNITY CAT TO A COLONY. MANAGEMENT OF THE COLONY SHALL INCLUDE BUT NOT BE LIMITED TO, TRAPPING, STERILIZING, VACCINATING, EAR-TIPPING, RETURNING A COMMUNITY CAT TO ITS COLONY OF ORIGIN, FROM WHICH IT WAS TRAPPED. THE APPROVED MANAGER(S) SHALL ALSO ENSURE CAREGIVER PROVIDES CONTINUOUS ADEQUATE CLEAN AND SANITARY FOOD AND WATER (FEEDING STATION) AS ADVISED BY THE CURRENT ANIMAL CONTROL AND TNR MANAGEMENT GUIDELINES.

- A. DAILY CLEANED AND SANITIZED INDIVIDUAL PER CAT METAL MEAL BOWLS; AND
- B. CONSISTENT AND RESPONSIBLE APPROVED DAILY FEEDING SCHEDULES TO TAKE PLACE BEFORE SUNDOWN AND AFTER SUNUP OF EACH DAY; AND
- C. DAILY AND CONSISTENT ACCESS TO CLEAN SANITARY WATER IN A METAL BOWL; AND
- D. APPROVED SHELTERING FOR THE MANAGED COLONY; AND
- E. CLEAR DIRECTION FOR AN INDIVIDUALIZED ACTION PLAN AND LONG-TERM REHOMING PLAN FOR EACH COMMUNITY CAT WITHIN THE COLONY; AND
- F. RESPONSIBLE REPORTING TO ANIMAL CONTROL AND TNR MANAGEMENT PER CAT STATUS. RESIDENTS SHALL OBTAIN AN "OPEN TICKET" FROM ANIMAL CONTROL OR A TNR MANAGEMENT PROGRAM WHEN REPORTING A COMMUNITY CAT THAT SHALL ENTER THE INTAKE SYSTEM FOR COMMUNITY CATS; AND
- G. ASSUMING TEMPORARY CUSTODY OF THE COMMUNITY CAT WITHIN THE COLONY FROM TIME TO TIME MAY BE APPROVED IN ORDER TO PROVIDE ADEQUATE CARE; AND
- H. ASSUMING TRANSPORTATION AND ATTENDANCE RESPONSIBILITY FOR MEDICAL APPOINTMENTS AND MAINTENANCE OF BUT NOT LIMITED TO MEDICAL, PEST CONTROL AND VACCINATIONS OF EACH COMMUNITY COLONY CAT.

EAR TIPPING/EAR TIPPED: THE STRAIGHT-LINE CUTTING (FOR FORMER TNR IDENTIFICATION PURPOSES) OF THE TIP OF THE CAT'S LEFT EAR, WHILE THE CAT IS ANESTHETIZED FOR SPAY AND NEUTER.

FEEDING STATION:

1. AN APPROVED LOCATION MAINTAINED WITHIN 15 FEET OF ANY PROPER SHELTER, WITH DAILY CLEANED AND SANITIZED INDIVIDUAL PER CAT METAL MEAL BOWLS; AND
2. CONSISTENT AND RESPONSIBLE APPROVED DAILY FEEDING SCHEDULES TO TAKE PLACE BEFORE SUNDOWN AND AFTER SUNUP OF EACH DAY; AND
3. ACCESS TO CLEAN SANITARY WATER IN A METAL BOWL; AND
4. APPROVED BY A MUNICIPALITIES ACO OR TNR MANAGEMENT PROGRAM.

FERAL CAT: AN UNSOCIALIZED OR UN-DOMESTICATED FREE ROAMING FELINE WITH A TEMPERAMENT CONSISTING OF FEAR OR RESISTANCE TO HUMAN CONTACT. FERAL CATS ARE CONSIDERED COMMUNITY CATS.

FOSTER CAT CARETAKER: AN APPROVED ANIMAL RESCUE ORGANIZATION (INDIVIDUAL OR GROUP) PROVIDING TEMPORARY CARE FOR A CAT, WITHOUT THE APPROVED CAREGIVER ASSUMING OWNERSHIP, AND WITH THE INTENT THAT THE CAREGIVER RELINQUISHES THE CAT

TO THE ANIMAL RESCUE ORGANIZATION OR SUITABLE OWNER UPON ONE BEING LOCATED IN FORMULATION TO THE CAT'S ACTION PLAN.

FOSTER HOME: PLACEMENT LOCATION OF A CAT BY AN ANIMAL RESCUE ORGANIZATION (INDIVIDUAL OR GROUP), FOR THE PURPOSE OF PROVIDING TEMPORARY CARE FOR A CAT, WITHOUT THE APPROVED CARETAKER ASSUMING OWNERSHIP, AND WITH THE INTENT THAT THE CARETAKER RELINQUISHES THE CAT TO THE ANIMAL RESCUE ORGANIZATION OR SUITABLE OWNER UPON ONE BEING LOCATED IN FORMULATION TO THE CAT'S ACTION PLAN.

HARBOR: THE ACT OF CARING FOR OR KEEPING AN ANIMAL OR CAT; OR THE ACT OF PROVIDING A PREMISES OR RESIDENCE TO WHICH AN ANIMAL OR CAT RETURNS FOR FOOD, SHELTER OR CARE, WHERE THE CAREGIVER IS PROVIDING THE PRIMARY SOURCE OF SUSTENANCE FOR THE ANIMAL OR CAT. COMMUNITY CAT CAREGIVERS DO NOT HARBOR COMMUNITY CATS FOR THE PURPOSE OF THIS ORDINANCE BUT ARE SUBJECT TO PROVISIONS OF THE ORDINANCE PERTAINING TO COMMUNITY CATS AND APPROVED COMMUNITY CAT COLONY MANAGEMENT.

MICROCHIP: AN ELECTRIC IDENTIFICATION DEVICE INSERTED INTO AN ANIMAL OR CAT IN ACCORDANCE TO PROFESSIONAL MEDICAL STANDARDS.

NEUTER: TO HAVE A LICENSED VETERINARIAN SURGICALLY STERILIZE AN ANIMAL OR CAT.

NUISANCE:

DISTURBING THE PEACE BY:

- A. HABITUALLY OR CONTINUALLY HOWLING, CRYING, OR SCREAMING.
- B. THE HABITUAL AND SIGNIFICANT DESTRUCTION, DESECRATION OR SOILING OF PROPERTY AGAINST THE WISHES OF THE OWNER OF THE PROPERTY.
- C. HABITUAL TRESPASSING UPON PUBLIC OR PRIVATE GROUNDS
- D. NO PERSON SHALL KEEP AN ANIMAL ON A PROPERTY IN A MANNER THAT CAUSES ONE OR MORE OF THE FOLLOWING: UNSANITARY CONDITIONS; FOUL ODORS; INFESTATION BY INSECTS OR RODENTS; OR PHYSICAL CONDITIONS THAT ENDANGER THE HEALTH OR SAFETY OF HUMANS OR OTHER ANIMALS.
- E. NO PERSON SHALL MAINTAIN OR FEED ANY ANIMAL, DOMESTICATED OR WILD, IN A MANNER THAT CAUSES ONE OR MORE OF THE FOLLOWING: UNSANITARY CONDITIONS; FOUL ODORS; INFESTATION BY INSECTS OR RODENTS; OR PHYSICAL CONDITIONS THAT ENDANGER THE HEALTH OR SAFETY OF HUMANS.

OWNER: ANY AUTHORIZED PERSON, HOUSEHOLD, FIRM, CORPORATION, OR OTHER ORGANIZATION WHO, WITH AUTHORIZED PAPERWORK OR A REGISTERED MICROCHIP PROVING IDENTITY (EXCEPT A FOSTER HOME), AND OWNERSHIP OR POSSESSES A LEGAL TITLE TO A PROPERTY INTERESTED IN, OR PERMANENT CUSTODY OF AN ANIMAL OR CAT, REGULATED BY THIS ORDINANCE. A PERSON MUST BE OF LEGAL AGE 18 OR OLDER TO BE CONSIDERED A LEGAL OWNER OF THE ANIMAL. IF THE PERSON UNDER THE AGE 18 IS CONSIDERED THE CUSTODIAN OR CARETAKER OF THE ANIMAL OR CAT, THE PARENT OR LEGAL GUARDIAN SHALL BE THE LEGAL OWNER OF THE ANIMAL. A COMMUNITY CAT CAREGIVER IS NOT AN OWNER OF COMMUNITY CATS FOR THE PURPOSES OF THIS ORDINANCE.

PERMANENT HOME: A LOCATION WHERE AN ANIMAL OR CAT IS PLACED IN THE CARE AND CUSTODY OF AN OWNER.

PET SHOP: ANY PLACE OF BUSINESS WHICH IS NOT PART OF A KENNEL, WHEREIN ANIMALS, INCLUDING, BUT NOT LIMITED TO, DOGS, CATS, BIRDS, FISH, REPTILES, RABBITS, HAMSTERS OR GERBILS, ARE KEPT OR DISPLAYED CHIEFLY FOR THE PURPOSE OF SALE TO INDIVIDUALS FOR PERSONAL APPRECIATION AND COMPANIONSHIP RATHER THAN FOR BUSINESS OR RESEARCH PURPOSES.

POUND: AN ESTABLISHMENT FOR THE CONFINEMENT OF DOGS, CATS OR OTHER ANIMALS SEIZED OR CAPTURED, BY MUNICIPALITY, ACO OR THE AGENT OF A MUNICIPALITY UNDER THIS

ORDINANCE, OR OTHERWISE. THE TERM IS OFTEN APPLIED TO THE MUNICIPAL ANIMAL CONTROL FACILITY OR A PRIVATE OR NON-PROFIT ANIMAL SHELTER THAT CONTRACTS WITH ONE OR MORE MUNICIPALITIES TO HOLD SUCH ANIMALS.

PRIMARY COMMUNITY CAT MANAGER (CCM) ANY VOLUNTEER ORGANIZATION WHO SUBMITS A PROPOSAL THAT IS APPROVED BY THE TOWNSHIP TO OVERSEE THE MANAGEMENT OF A COMMUNITY CAT COLONY AND WORKS IN CONJUNCTION WITH THE CAREGIVER TOWARDS MAINTENANCE OF THE COLONY, INCLUDING RECORD MANAGEMENT FOR EACH MEMBER OF EACH COLONY. ANY ADDITIONAL ORGANIZATIONS WHO WISH TO BE IDENTIFIED AS A COMMUNITY CAT MANAGER MUST SUBMIT A PROPOSAL TO THE TOWNSHIP COMMUNITY ANIMAL CONTROL LIAISON FOR APPROVAL. ONCE AUTHORIZED, THE SECONDARY COMMUNITY CAT MANAGER MUST MAINTAIN IDENTICAL RECORD KEEPING AND COLLABORATE WITH THE PRIMARY CAT MANAGEMENT GROUP. ALL COMMUNITY CAT MANAGERS SHALL COMMUNICATE DIRECTLY WITH THE ACO AND TOWNSHIP LIAISON.

PROPER SHELTER: A STRUCTURE THAT;

1. IS SUFFICIENTLY VENTILATED AND INSULATED TO PROTECT AN ANIMAL OR CAT FROM WEATHER AND PROVIDE REFUGE FROM PRECIPITATION, WIND, EXTREME TEMPERATURE AN/OR DIRECT SUNLIGHT AND

2. IS FULLY ENCLOSED WITH WALLS ON THREE SIDES, WITH A FOURTH WALL HAVING AN ENTRANCEWAY LARGE ENOUGH TO ALLOW THE ANIMAL OR CAT TO ENTER OR EXIT COMFORTABLY, BUT NOT SO LARGE AS TO ALLOW HEAT TO ESCAPE IN COLD TEMPERATURES; AND

3. HAS A SOLID, WATERPROOF ROOF THAT WILL NOT ACCUMULATE RAINWATER OR EQUIPPED WITH PROPER DRAINAGE AS TO PREVENT RAINWATER COLLECTION OR STAGNATION; AND

4. HAS A SOLID FLOOR THAT DOES NOT SAG UNDER THE ANIMALS WEIGHT; AND

5. HAS A DOOR, 6-INCH PROTRUDING TUNNEL OR FLAP COVERING THE ENTRANCEWAY DURING TEMPERATURES OF 40 DEGREES OR BELOW; AND

6. IS POSITIONED AT A SUFFICIENT ELEVATION TO PREVENT WATER FROM RUNNING INTO THE STRUCTURE OR ACCUMULATING IN OR AROUND THE STRUCTURE; AND

7. IS SMALL ENOUGH TO RETAIN THE ANIMAL OR CATS BODY HEAT IN COLD WEATHER AND LARGE ENOUGH FOR THE ANIMAL OR CAT TO STAND, TURN AROUND, AND LAY DOWN COMFORTABLY; AND

8. IS STURDY, STRUCTURALLY SOUND AND IN GOOD REPAIR; AND

9. IF THE STRUCTURE CONTAINS BEDDING SUCH BEDDING SHALL BE CLEAN AND DRY (CONSISTING OF STRAW FOR COMMUNITY CATS); AND

10. IS SURROUNDED BY AN AREA OF AT LEAST 5 FEET THAT IS CLEAR OF DEBRIS, FECES AND/OR URINE; AND

11. IS PLACED BY AN AREA OF AT LEAST 15 FEET AWAY FROM ANY MANAGED OR COLONY CAT COLONY CAT FEEDING STATION.

RE-HOMING: THE ACT OF REMOVING AN ANIMAL OR CAT FROM A TEMPORARY HOME TO A PERMANENT HOME.

SEVERE INJURY: A PHYSICAL INJURY THAT RESULTS IN ONE OR MORE BROKEN BONES OR FAULTY LIMBS, OR ONE OR MORE LACERATIONS REQUIRING SUTURES, OR AN INJURY REQUIRING SURGICAL CARE.

STRAY: ANY ANIMAL OR CAT FOUND TO BE AT-LARGE, WHETHER LOST BY ITS OWNER OR OTHERWISE, OR THAT IS IN OR AROUND ANY COMMON AREA AND OR DOES NOT HAVE AN IDENTIFICATION TAG, OR FOR WHICH THERE IS NO IDENTIFIABLE OWNER. THE TERM STRAY SHALL NOT BE APPLIED TO ANY COMMUNITY CAT MANAGED IN ACCORDANCE WITH THIS ORDINANCE.

SUFFICIENT FOOD: ACCESS TO UNCONTAMINATED, PALATABLE FOOD, APPROPRIATE FOR A SPECIES OF ANIMAL OR CAT, ON A REGULAR, ONGOING BASIS IN QUANTITIES SUFFICIENT TO MAINTAIN REGULAR BODY WEIGHT AS DETERMINED BY PURINA BODY SCORE SYSTEM OR VETERINARIAN. FOOD, FEEDING STATIONS AND FEEDING UTENSILS OR CANISTERS SHALL BE PERMITTED UNDER APPROVAL OF A TNR MANAGEMENT PROGRAM MANAGING A COMMUNITY CAT OR COMMUNITY CAT COLONY.

SUFFICIENT WATER: ACCESS TO CLEAN, POTABLE WATER ON A REGULAR AND ONGOING BASIS IN QUANTITIES SUFFICIENT TO PREVENT THE CAT FROM EXPERIENCING DEHYDRATION. WATERING STATIONS CANISTERS AND OR UTENSILS SHALL BE PERMITTED UNDER APPROVAL OF A TNR MANAGEMENT PROGRAM.

TEMPORARY HOME: LOCATION OF A CAT BY AN ANIMAL RESCUE ORGANIZATION (INDIVIDUAL OR GROUP), FOR THE PURPOSE OF PROVIDING TEMPORARY CARE FOR A CAT, WITHOUT THE APPROVED CARETAKER ASSUMING OWNERSHIP, AND WITH THE INTENT THAT THE CARETAKER RELINQUISHES THE CAT TO THE ANIMAL RESCUE ORGANIZATION OR SUITABLE OWNER UPON ONE BEING LOCATED IN FORMULATION TO THE CAT'S ACTION PLAN.

TNR: TRAP-NEUTER-RETURN

TNR PROGRAM: A PROGRAM PURSUANT TO WHICH COMMUNITY CATS, FERAL AND STRAY CATS ARE HUMANELY TRAPPED, SPAYED, NEUTERED, VACCINATED AGAINST RABIES AND DISTEMPER, MICROCHIPPED REGISTERED AND RETURNED TO THE LOCATION IN WHICH THEY WERE TRAPPED.

TOWNSHIP COMMUNITY ANIMAL CONTROL LIAISON: INDIVIDUAL EMPLOYED BY THE TOWNSHIP WHO WILL SERVE AS A POINT OF CONTACT WITH BOTH THE ANIMAL CONTROL OFFICER AND COMMUNITY CAT MANAGERS. ANY COMPLAINTS REGARDING ANIMALS TO THE MUNICIPAL OFFICES WILL BE FILTERED THROUGH THE LIAISON AND DISSEMINATED TO THE APPROPRIATE ENTITY. ALL REPORTING BY BOTH THE ACO AND CCM WILL BE DIRECTED TO THE ATTENTION OF THE LIAISON.

TRAP/HUMANE TRAP: ANY TRAP USED TO CAPTURE CATS AND DESIGNED FOR CATS THAT IS CONSTRUCTED SO THAT IT DOES NOT HARM THE ANIMAL OR CAT AND THAT IS REGULARLY MONITORED.

VETERINARIAN: AN INDIVIDUAL WHO IS LICENSED TO ENGAGE IN THE PRACTICE OF VETERINARY MEDICINE IN THE STATE OF NEW JERSEY.

SECTION 101-27: COMMUNITY CAT MANAGEMENT INITIATIVES/TNR PROGRAM

COMMUNITY CAT COLONIES SHALL BE PERMITTED, AND CAREGIVERS SHALL BE ENTITLED TO MAINTAIN THEM, IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THIS ARTICLE.

PENNSAUKEN BELIEVES THAT THE SAFEST PLACE FOR PET DOMESTICATED CATS IS INDOORS. PENNSAUKEN ALSO RECOGNIZES THAT FERAL AND COMMUNITY CATS AS DEFINED IN THIS CHAPTER ARE NOT, IN THE MAJORITY OF CASES SUITABLE PETS TO BE TAKEN INDOORS. PENNSAUKEN FURTHER RECOGNIZES THE NEED FOR INNOVATION IN ADDRESSING THE PRESSING ISSUES PRESENTED BY FERAL OR COMMUNITY CATS. PENNSAUKEN FINDS THAT PROPERLY MANAGED CAT COLONIES ARE PART OF THE SOLUTION TO REDUCING THE NUMBERS OF COMMUNITY CATS IN PENNSAUKEN AND THE RATE OF COSTLY EUTHANASIA AND HOUSING IN THE COUNTY ANIMAL SHELTERS. MANAGED COMMUNITY CAT COLONIES SHALL BE PERMITTED IN PENNSAUKEN AS PART OF A COMMUNITY CAT MANAGEMENT/TNR PROGRAM

IN ACCORDANCE WITH AN APPROVED TNR PROGRAM MANAGER TO DEVELOP COMMUNITY CAT MANAGEMENT PLANS.

SECTION 101-28:

GENERAL REGULATIONS: A PERSON OR GROUP SHALL BE PROHIBITED FROM THE FOLLOWING;

1. OWNING, HARBORING, KEEPING, OR HAVING CHARGE OF MORE THAN A TOTAL OF FOUR CATS OR DOGS, EXCEPT FOR KENNELS, PET SHOPS, COLONY CAT CARETAKERS OR BY CONSENT OF THE MUNICIPALITY

A. NO PERSON SHALL KEEP AN ANIMAL ON A PROPERTY IN A MANNER THAT CAUSES ONE OR MORE OF THE FOLLOWING: UNSANITARY CONDITIONS; INFESTATION BY INSECTS OR RODENTS; OR PHYSICAL CONDITIONS THAT ENDANGER THE HEALTH OR SAFETY OF HUMANS.

B. NO PERSON SHALL MAINTAIN OR FEED ANY ANIMAL, DOMESTICATED OR WILD, IN A MANNER THAT CAUSES ONE OR MORE OF THE FOLLOWING: UNSANITARY CONDITIONS; INFESTATION BY INSECTS OR RODENTS; OR PHYSICAL CONDITIONS THAT ENDANGER THE HEALTH OR SAFETY OF HUMANS.

SECTION 101-29: RESPONSIBILITIES OF OWNERS OF ANIMALS

A. OWNERS OF ANIMALS SHALL PROVIDE FOR THOSE ANIMALS SUFFICIENT FOOD, SUFFICIENT WATER, PROPER SHELTER AND PROTECTION FROM WEATHER, SUFFICIENT SPACE FOR EXERCISE, VETERINARY CARE AS NEEDED TO PREVENT SUFFERING, GROOMING AS NEEDED TO PREVENT SUFFERING, AND HUMANE CARE AND TREATMENT.

B. THE OWNER OF A DOMESTICATED ANIMAL SHALL EXERCISE REASONABLE CARE TO GUARD AGAINST THE ANIMAL CREATING A NUISANCE.

C. THE OWNER OF A SEXUALLY INTACT (UNNEUTERED) DOMESTICATED ANIMAL SHALL NOT PERMIT HIS/HER ANIMAL TO ROAM UNSUPERVISED.

D. AN OWNER SHALL NOT ABANDON A DOMESTICATED ANIMAL IN ANY PRIVATE OR PUBLIC PLACE.

E. AN OWNER OF A DOMESTICATED ANIMAL SHALL ENSURE THAT THE ANIMAL IS NOT AT-LARGE.

SECTION 101-30: TRAPPING OF CATS

TRAPPING OF COMMUNITY CATS, FERAL CATS OR FREE ROAMING CATS BY THOSE WHO ARE NOT COMMUNITY CAT CAREGIVERS AS DEFINED IN THIS ORDINANCE, ACO EMPLOYED BY THE MUNICIPALITY, MEMBERS OF LAW ENFORCEMENT, OR A MUNICIPALITY AUTHORIZED TNR PROGRAM IS PROHIBITED.

SECTION 101-31: TRAPPING REQUIREMENTS

1. SAFE AND HUMANE TRAP(S) DESIGNED FOR CATS THAT IS CONSTRUCTED SO THAT IT DOES NOT HARM THE ANIMAL OR CAT; AND

2. HUMANE UNCONTAMINATED, PALATABLE FOOD, APPROPRIATE FOR A SPECIES OF ANIMAL OR CAT TO LURE THE ANIMAL OR CAT INTO THE TRAP; AND

3. CONSTANT MONITORING OF THE TRAP DURING ACTIVE TRAPPING AS TO NOT LEAVE ANY ANIMAL OR CAT TRAP UNATTENDED FOR LONGER THAN 30-MINUTE INCREMENTS; AND

4. TRAPS SHALL NOT BE LEFT OUT UNATTENDED FOR ANY LENGTH OF TIME IN TEMPERATURES BELOW 45 DEGREES F OR ABOVE 80 DEGREES F; IN THE RAIN OR SNOW OR ANY EXTREME WEATHER; AND

5. PROPER TRAP COVERS TO PROTECT AN ANIMAL OR CAT IN ACTIVE ENTRAPMENT IN THE EVENT OF INCLEMENT WEATHER; AND

6. CLEAN AND SANITIZED TRAPS THAT WILL NOT HARBOR OR TRANSPORT CROSS CONTAMINATION OR INFECTIOUS DISEASES.

SECTION 101-32:

EAR-TIPPED COMMUNITY CATS: SHOULD ONLY BE TRAPPED BY AUTHORIZED PERSONS FOR THE INTENT OF SEEKING MEDICAL EMERGENCY TREATMENT FOR A SEVERE INJURY, RE-

HOMING, UPDATING VACCINATIONS, MICROCHIP SCANNING OR IF IT IS SHOWING SIGNS OF RABIES, INFECTIOUS DISEASE, OR ILLNESS(S).

SECTION 101-33: RESOLUTION OF COMPLAINTS-PROCEDURES:

A. ENFORCEMENT OF COMMUNITY CAT MANAGEMENT INITIATIVE/TNR

PROGRAM: PENNSAUKEN SHALL HAVE THE FOLLOWING RIGHTS;

1. THE RIGHT TO SEIZE OR REMOVE CATS FROM A COLONY WHICH HAVE NOT BEEN VACCINATED AGAINST RABIES OR DISTEMPER AND/OR DEMONSTRATING SIGNS OF ILLNESS OR INFECTIOUS DISEASE.
2. THE RIGHT TO SEIZE OR REMOVE A CAT FROM A COLONY WHICH IS CREATING A NUISANCE AS DEFINED IN THIS ORDINANCE.
3. THE RIGHT TO SEIZE OR REMOVE A CAT OR COLONY OF CATS WHEN THE COMMUNITY CAREGIVER REGULARLY FAILS TO COMPLY WITH THE CARE REQUIREMENTS OF THIS CHAPTER.

SECTION 101-34: ANIMALS AT-LARGE PROHIBITED: NO OWNER OR PERSON HAVING TEMPORARY CUSTODY OF AN ANIMAL OR CAT SHALL PERMIT THE ANIMAL OR CAT TO BE AT-LARGE OR UNATTENDED AT ANY TIME.

SECTION 101-35: EXEMPTIONS FOR ANIMALS AT-LARGE A CAT SHALL BE CONSIDERED EXEMPT FROM THESE PROVISIONS IF;

1. THE EAR TIPPED CAT IS PART OF A COMMUNITY CAT MANAGEMENT/TNR PROGRAM IN ACCORDANCE WITH THIS ORDINANCE; AND
2. AN EAR TIPPED CAT, PART OF A PROGRAM WITHOUT A LEASH IS CONSIDERED WALKING FREELY AND NOT CONSIDERED AN ANIMAL AT-LARGE.

SECTION 101-36: ABANDONMENT OF ANIMAL OR CAT: ANY PERSONS OR INDIVIDUALS FOUND AS RESPONSIBLE OWNER OR CARETAKER OF AN AT-LARGE ANIMAL OR CAT.

NO PERSON MAY DESERT OR ABANDON ANY ANIMAL OR CAT AT ANY PUBLIC OR PRIVATE LOCATION. TNR PRACTICES AS OUTLINED IN THIS ORDINANCE DO NOT CONSTITUTE ABANDONMENT OF AN ANIMAL OR CAT. ANY PERSON FOUND TO BE IN VIOLATION OF THESE PROVISIONS SHALL BE SUBJECT TO A FINE FOR EACH OFFENCE.

SECTION 101-37: PENALTIES: ANY PERSON WHO VIOLATES ANY PROVISION OF THIS ARTICLE SHALL BE SUBJECT TO ONE OR MORE OF THE FOLLOWING: A FINE NOT EXCEEDING \$2,000 OR IMPRISONMENT IN THE COUNTY JAIL FOR A TERM NOT EXCEEDING 90 DAYS, OR A PERIOD OF COMMUNITY SERVICE NOT EXCEEDING 90 DAYS, IN THE DISCRETION OF THE MUNICIPAL COURT JUDGE.

SECTION V. REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. REPEALER. ANY AND ALL ORDINANCES INCONSISTENT WITH THE TERMS OF THIS ORDINANCE ARE HEREBY REPEALED TO THE EXTENT OF ANY SUCH INCONSISTENCIES.
- B. SEVERABILITY. IN THE EVENT THAT ANY CLAUSE, SECTION, PARAGRAPH OR SENTENCE OF THIS ORDINANCE IS DEEMED TO BE INVALID OR UNENFORCEABLE FOR ANY REASON, THEN THE TOWNSHIP COMMITTEE HEREBY DECLARES ITS INTENT THAT THE BALANCE OF THE ORDINANCE NOT AFFECTED BY SAID INVALIDITY SHALL REMAIN IN FULL FORCE AND EFFECT TO THE EXTENT THAT IT ALLOWS THE TOWNSHIP TO MEET THE GOALS OF THE ORDINANCE.
- C. EFFECTIVE DATE. THIS ORDINANCE SHALL TAKE EFFECT UPON PROPER PASSAGE IN ACCORDANCE WITH THE LAW.

Committeewoman Rafeh moved the motion to close the floor to public hearing.
Committeeman Martinez seconded the motion.
An affirmative 4/0 voice vote was recorded.

Motion To Adopt On Second Reading:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Roberts</i>	√		√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public Wished To Comment

ORDINANCES: FIRST READING (NO PUBLIC COMMENT) - NONE

RESOLUTION(s) (PUBLIC MAY COMMENT) The Following Resolution(s) will be considered individually

2021:162

RESOLUTION APPOINTING TOWNSHIP ADMINISTRATOR FOR THE TOWNSHIP OF PENNSAUKEN

WHEREAS, THE TOWNSHIP OF PENNSAUKEN HAS A NEED TO FILL THE POSITION OF TOWNSHIP ADMINISTRATOR LEFT VACANT BY THE RESIGNATION OF ACTING MUNICIPAL ADMINISTRATOR JOSEPH PALUMBO ON JUNE 1, 2021; AND

WHEREAS, THE TOWNSHIP REQUIRES THE SERVICES OF AN ADMINISTRATOR PURSUANT TO N.J.S.A. 40A:63-7; AND N.J.S.A. 40A:9-136; AND

WHEREAS, TOWNSHIP ORDINANCE #52-2 ALLOWS FOR THE APPOINTMENT OF A FULL-TIME ADMINISTRATOR BY THE MAYOR WITH THE ADVICE AND CONSENT OF THE TOWNSHIP COMMITTEE; AND

WHEREAS, THE MAYOR AND TOWNSHIP COMMITTEE APPOINT TIM KILLION AS THE MOST QUALIFIED AND BEST FIT FOR PENNSAUKEN TOWNSHIP DUE TO HIS BACKGROUND, QUALIFICATIONS AND EXPERIENCE; AND

WHEREAS, THE ADMINISTRATOR WILL BE DESIGNATED THE APPOINTING AUTHORITY FOR THE TOWNSHIP OF PENNSAUKEN FOR COMPLIANCE WITH NEW JERSEY DEPARTMENT OF PERSONNEL FORM EXECUTION; AND

WHEREAS, THE SALARY FOR THE TOWNSHIP ADMINISTRATOR WILL BE IN ACCORDANCE WITH THE SALARY ORDINANCE.

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, HEREBY APPOINTS TIM KILLION AS THE TOWNSHIP ADMINISTRATOR PURSUANT TO THE SALARY ORDINANCE.

BE IT FURTHER RESOLVED, THAT THE APPOINTMENT IS EFFECTIVE JUNE 3, 2021.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Roberts</i>		√	√			
<i>Rafeh</i>	√		√			
<i>DiBattista</i>			√			

No Public Wished To Comment

2021:163

TOWNSHIP OF PENNSAUKEN RESOLUTION APPOINTING DIRECTOR OF PUBLIC SAFETY FOR THE TOWNSHIP OF PENNSAUKEN

WHEREAS, THE TOWNSHIP OF PENNSAUKEN HAS A NEED TO FILL THE POSITION OF PUBLIC SAFETY DIRECTOR FOR THE TOWNSHIP OF PENNSAUKEN LEFT VACANT BY THE RESIGNATION OF JESSICA RAFEH; AND

WHEREAS, THE TOWNSHIP REQUIRES A DIRECTOR OF PUBLIC SAFETY PURSUANT TO TOWNSHIP ORDINANCE #52-9 THROUGH 52-12

WHEREAS, TOWNSHIP ORDINANCE #52-13 ALLOWS FOR THE APPOINTMENT OF A DIRECTOR OF PUBLIC SAFETY BY THE TOWNSHIP COMMITTEE; AND

WHEREAS, THE TOWNSHIP COMMITTEE HEREBY APPOINTS JOSEPH V. PALUMBO, SR. TO THE POSITION OF DIRECTOR OF PUBLIC SAFETY DUE TO HIS BACKGROUND, QUALIFICATIONS, AND EXPERIENCE; AND

WHEREAS, THE SALARY FOR THE PUBLIC SAFETY DIRECTOR WILL BE IN ACCORDANCE WITH THE SALARY ORDINANCE.

NOW THEREFORE BE IT RESOLVED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, IN THE COUNTY OF CAMDEN AND STATE OF NEW JERSEY, THAT JOSEPH V. PALUMBO, SR. BE AND HEREBY IS APPOINTED THE DIRECTOR OF PUBLIC SAFETY OF THE TOWNSHIP OF PENNSAUKEN FOR A TERM COMMENCING JUNE 3, 2021 THROUGH DECEMBER 31, 2021; AND

BE IT FURTHER RESOLVED THAT THE APPOINTMENT IS EFFECTIVE JUNE 3, 2021 AND A CERTIFIED COPY OF THIS RESOLUTION WILL BE FORWARDED BY THE TOWNSHIP CLERK TO THE CHIEF FINANCIAL OFFICER AND JOSEPH V. PALUMBO, SR.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>		√	√			
<i>Roberts</i>	√		√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public Wished To Comment

2021:164

RESOLUTION OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, STATE OF NEW JERSEY AUTHORIZING A SHARED AGREEMENT BY AND BETWEEN THE TOWNSHIP OF PENNSAUKEN AND THE TOWNSHIP OF CHERRY HILL RELATIVE TO THE APPOINTMENT OF AN ELEVATOR INSPECTOR

WHEREAS, THE TOWNSHIP OF PENNSAUKEN (HEREAFTER “PENNSAUKEN”) IS A MUNICIPAL ENTITY ORGANIZED UNDER THE LAWS OF THE STATE OF NEW JERSEY LOCATED IN CAMDEN COUNTY, AND

WHEREAS, THE TOWNSHIP OF CHERRY HILL (HEREIN AFTER “CHERRY HILL”) IS A MUNICIPAL ENTITY ORGANIZED UNDER THE LAWS OF THE STATE OF NEW JERSEY AND

WHEREAS, THE RESPECTIVE MUNICIPAL OFFICIALS ARE AUTHORIZED TO EXECUTE THE SHARED SERVICES AGREEMENT PURSUANT TO RESOLUTIONS OF THEIR RESPECTIVE

GOVERNING BODIES, ATTACHED HERETO THE AGREEMENT AND MADE PART OF THIS RESOLUTION

NOW BE IT RSOLVED, THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, CAMDEN COUNTY, STATE OF NEW JERSEY; AUTHORIZE MAYOR MARCO DIBATTISTA AND THE ACTING CLERK, PAMELA SCOTT-FORMAN TO EXECUTE THE SHARED SERVICE AGREEMENT.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>		√	√			
<i>Roberts</i>			√			
<i>Rafeh</i>	√		√			
<i>DiBattista</i>			√			

No Public Wished To Comment

2021:165

RESOLUTION AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE PURSUANT TO N.J.S.A. 54:5-52.1

WHEREAS, THE TAX COLLECTOR OF THE TOWNSHIP OF PENNSAUKEN HAS PREVIOUSLY ISSUED A TAX SALE CERTIFICATE TO TRYSTONE CAPITAL ASSETS LLC. WHICH THE CERTIFICATE IS DATED JUNE 18, 2018 COVERING PREMISES LOCATED AT 8221 SHEPPARD RD COMMONLY KNOWN AND REFERRED TO AS BLOCK 1615 LOT 6 AS SET OUT ON THE MUNICIPAL TAX MAP THEN IN USE WHICH CERTIFICATE BEARS NUMBER 18-00238.

WHEREAS, THE PURCHASER OF THE AFORESAID TAX SALE CERTIFICATE HAS INDICATED TO THE TAX COLLECTOR THAT THEY HAVE LOST OR OTHERWISE MISPLACED THE ORIGINAL CERTIFICATE AND HAVE DULY FILED THE APPROPRIATE AFFIDAVIT OF LOSS WITH THE TAX COLLECTOR, A COPY OF WHICH IS ATTACHED HERETO.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN THAT THE TAX COLLECTOR OF THE TOWNSHIP OF PENNSAUKEN BE AND IS HERBY AUTHORIZED, UPON RECEIPT OF THE APPROPRIATELY EXECUTED AND NOTARIZED LOSS AFFIDAVIT AND THE PAYMENT FEE OF \$100, TO ISSUE AN APPROPRIATE DUPLICATE TAX SALE CERTIFICATE TO THE SAID PURCHASER COVERING THE CERTIFICATE LOSS AS PREVIOUSLY DESCRIBED ALL IN ACCORDANCE WITH THE REQUIREMENTS OF CHAPTER 99 OF PUBLIC LAWS OF 1997.

BE IT FURTHER RESOLVED, THAT A CERTIFIED COPY OF THIS RESOLUTION AND A COPY OF THE LOSS AFFIDAVIT BE ATTACHED TO THE DUPLICATE CERTIFICATE TO BE ISSUED TO SAID PURCHASER AND THAT SAID CERTIFICATE BE STAMPED OR OTHERWISE HAVE IMPRINTED UPON IT THE WORD "DUPLICATE" AS REQUIRE BY LAW.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>		√	√			
<i>Roberts</i>	√		√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public Wished To Comment

2021:166

RESOLUTION AUTHORIZING TAX BILLS FOR THE 3RD QUARTER OF 2021 IN ACCORDANCE WITH P.L. 1984, CHAPTER 72

WHEREAS, IN LIGHT OF THE DISRUPTION TO MUNICIPAL OPERATIONS CAUSED BY THE COVID-19 OUTBREAK IT IS ANTICIPATED THAT THE TOWNSHIP TAX COLLECTOR WILL NOT BE IN RECEIPT OF A CERTIFIED TAX RATE WITHIN TIME TO COMPLETE THE CALCULATION, MAILING AND DELIVERY OF REAL PROPERTY TAX BILLS BY THE JUNE 14, 2021 STATUTORY DEADLINE; AND

WHEREAS, THE TAX COLLECTOR IN CONSULTATION WITH THE CHIEF FINANCIAL OFFICER HAS COMPUTED AN ESTIMATED TAX LEVY IN ACCORDANCE WITH N.J.S.A. 54:4-66.3, AND THEY HAVE SIGNED A CERTIFICATION SHOWING THE TAX LEVIES FOR THE PREVIOUS YEAR, THE TAX RATES AND THE RANGE OF PERMITTED ESTIMATED TAX LEVIES;

NOW, THEREFORE, BE IT RESOLVED, THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF PENNSAUKEN, IN THE COUNTY OF CAMDEN AND THE STATE OF NEW JERSEY:

1. THE TOWNSHIP TAX COLLECTOR IS HEREBY AUTHORIZED AND DIRECTED TO PREPARE AND ISSUE ESTIMATED TAX BILLS FOR THE TOWNSHIP OF PENNSAUKEN FOR 3RD QUARTER 2021 TAXES. THE TAX COLLECTOR SHALL PROCEED AND TAKE SUCH ACTIONS AS PERMITTED AND REQUIRED BY P.L. 1994, CHAPTER 72 (N.J.S.A. 54:4-66.2 AND 54:4-66.3).
2. THE ESTIMATED TAX LEVY FOR 2021 IS HEREBY SET AT \$87,666,310.73 (WITHOUT GARBAGE DISTRICT RATE) AND \$92,239,060.73 (WITH GARBAGE DISTRICT RATE)
3. IN ACCORDANCE WITH THE LAW, THE 3RD QUARTER 2021 INSTALLMENT FOR PROPERTY TAXES SHALL NOT BE SUBJECT TO INTEREST UNTIL THE LATER OF; THE STATUTORY GRACE PERIOD OR THE TWENTY-FIFTH DAY AFTER THE ESTIMATED TAX BILLS WERE MAILED. THE ESTIMATED TAX BILLS SHALL CONTAIN A NOTICE SPECIFYING THE DATE AFTER WHICH INTEREST WILL BEGIN TO ACCRUE.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Roberts</i>	√		√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public Wished To Comment

2021:167

RESOLUTION APPPOINTING PHIL OLIVO AS INTERIM POLICE CHIEF

BE IT RESOLVED by the Township Committee of the Township of Pennsauken, in the County of Camden and State of New Jersey, that **Phil Olivo**, is hereby appointed as Acting Police Chief.

BE IT FURTHER RESOLVED this appointment shall take effect May 26, 2021.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Martinez</i>			√			
<i>Roberts</i>	√		√			
<i>Rafeh</i>		√	√			
<i>DiBattista</i>			√			

No Public Wished To Comment

RESOLUTION(s) (PUBLIC MAY COMMENT) The Following Resolution(s) will be considered by consent agenda - NONE

CONFERENCE ITEMS / ITEM OF DISCUSSION

1) Conference Item

5921 Westfield Ave – The leased property is 2,400 square feet located in the Westfield Avenue Redevelopment Zone is across the street from 7-Eleven. This application is for a Cigar Lounge. This would be for retail sales of cigars and related apparel. The site would also be used as a cigar lounge similar to the cigar shop / lounge on Center Street in Merchantville. The cigar store/lounge would be open 7 days a week, the hours are 10am – 10pm Monday – Thursday / 10am – 12pm Friday & Saturday / 10am – 8pm Sunday. There is no off-street parking other than an agreement with 5900 Westfield Ave across the street in the evenings. It is anticipated that the hours when the cigar lounge will be utilized the most will be in the evenings after the surrounding businesses are closed or closing.

- Committee agreed on moving forward with Planning & Zoning Board.

2) Items for Discussion - NONE

PAYMENT OF BILLS

May 2021	
Budgeted	\$ 6,983,313.68
Statutory Expenditures	\$ 52,619.72
Section 8	\$ 40,671.62

Committeewoman Roberts moved the motion for payment of bills.
 Committeeman Martinez seconded the motion.
 An affirmative 4/0 voice vote was recorded.

DEPARTMENT REPORT (s) – NONE

PUBLIC COMMENTS

Ellen McMullen from (Palace Ct) Questioned who the new Administrator and the new Director of Public Safety were. Mayor DiBattista responded that the new Administrator will be Tim Killion former Committee Member and former Acting Administrator Joseph V. Palumbo will now become our Director of Public Safety.

Tim Killion from (Hesson Ln) Thanked the Committee and the Public for all the support. Also added that this decision on stepping down from the Committee was a very difficult one for him. He also mentioned that he appreciated all the support and all the trust that the Committee as well as the residents have entrusted in him. He is very excited in taking on his new role since the Committee and his vision are the same to transform and evolve to make Pennsauken the best. Mr. Killion also thanked former Administrator Joseph V. Palumbo for all his hard work during the most difficult time to take on a new role. He did it “as seamlessly as possible” having safety and the well being of our Residents as well as all our employees. “Mr. Palumbo thank you for being the leader we needed to guide us during a pandemic where none of us had any experience in dealing with such a scary and deadly virus. Your hard work, dedication and passion was and will always be appreciated and we thank you for doing it as professionally as you did”. Mr. Killion congratulated him on his new role as Director of Public Safety and wished him the very best. Mr. Killion also reminded our residents that June 12 will be the best fire work spectacular in town. Come out and join us as we celebrate and have a good time.

Shakir Ali from (Harvey Ave) Thanked Mr. Palumbo for all his hard work and dedication specially in such a hard year as 2020 was, thank you for all your contributions as Administrator and Chief of Fire. He went on to also congratulating Chief Olivo on his new role as Chief of Police. Mr. Ali congratulated Mr. Killion on his new role as administrator and wished him the best and looks forward to continuing working with him.

Committeewoman Roberts moved the motion to close public hearing.
Committeeman Martinez seconded the motion.
An affirmative 4/0 voice vote was recorded.

COMMITTEE COMMENTS

Mayor DiBattista

- Thank you everyone for joining us tonight. Very excited to see masks coming off as things are safer now with more people being vaccinated.
- Our hats off to our new Chief of Police, Chief Olivo. Thank you for all that you do, we will support you and stand with you. Good luck.
- Mr. Palumbo thank you for your dedication and hard work I applaud you for all you have done.
- Mr. Killion, thank you for your service as a committee member and congratulations on your new role. I know you will do great and look forward to the continued work alongside with you and committee. Good luck.
- Stay safe everyone and have a good weekend.

Deputy Mayor Rafeh

- Thoughts and prayer for everyone suffering from this virus and thank you all for joining us tonight.
- Thank you everyone who came out for our Memorial Day service. We thank you for serving.
- Chief Palumbo, thank you for all that you have done for us, our residents and all our employees. I call you “Mr. Encyclopedia because there is nothing you do not know”. You were outstanding and I know that you will do the same in you new role as Director of Public Safety. It has been an honor working with you as it will continue to be.
- It was an honor being the first female as Director of Public Safety and I could not have done it with out Chief Palumbo guiding me through it all.

- Former Committee Member Killion congratulations on your new role as Administrator. I know you will strive in it as you do in everything. Look forward to serving this town alongside with you.
- Stay safe everyone and have a good weekend.

Committeewoman Roberts

- Thank you for all that you have done and will continue to do and Congratulations Chief Palumbo.
- Thank you for all that you do and congratulation to our new Chief of Police, Chief Olivo.
- Congratulations to Tim Killion on his new role as our Administrator.
- Library will have a fundraiser “Lemonade for Change” every second Sunday. Dates are as follows: June 13, July 11, and August 8.
- Stay safe and enjoy your weekend.

Committeeman Martinez

- Thank you all for joining us tonight.
- We will have a paper shredding even June 12 at 8 am on Park Ave School Complex.
- We also have a clean up at Pennsauken Creek August 29 at 10 am.
- Thank you, Chief Palumbo, for everything you have done and will continue to do and congratulation on your new role.
- Congratulation to our new Chief of Police, Chief Olivo and our new Administrator Tim Killion. Look forward working with you.
- Pennsauken Pool opens June 5 for all our residents.
- Stay safe everyone and have a good weekend.

ADJOURNMENT

Committeewoman Roberts moved the motion to Adjourn.
 Committeeman Martinez seconded the motion.
 An affirmative 4/0 voice vote was recorded.

Time: 6:36 pm.

Respectfully Submitted,

Ana Matos

Deputy Clerk

ADOPTED: JUNE 17, 2021