

#919

**AN ORDINANCE AMENDING CHAPTER 390, ESTABLISHING A NEW SECTION 32,
ENTITLED "PET SHOPS", PROHIBITING THE SALE OF DOGS AND CATS
THROUGHOUT THE BOROUGH**

BE IT ORDAINED by the Council of the Borough of Oceanport, in the County of Monmouth, in the State of New Jersey, as follows:

I. The purpose of this Ordinance is to amend Chapter 390, establishing Section 32, Pet Shops, prohibiting the sale of dogs and cats throughout the Borough. The amended ordinance shall read as follows:

§390-32 Pet Shop

- A. Any person who keeps or operates or proposes to establish a kennel, a pet shop, a shelter or a pound, shall apply to the clerk or other official designated to license dogs in the municipality where such establishment is located, for a license entitling him to keep or operate such establishment.
- B. The application shall describe the premises where the establishment is located or is proposed to be located, the purpose or purposes for which it is to be maintained, and shall be accompanied by the written approval of the local municipality.
- C. All licenses issued for a kennel, pet shop, shelter, or pound shall state the purpose for which the establishment is maintained, and all licenses shall expire on the last day of June of each year, and be subject to revocation by the Borough on recommendation of the Department of Health or the local board of health for failure to comply with rules and regulation of the State department or local board governing the same, after the owner has been afforded a hearing by either the State department or local board, except as provided in N.J.S.A. 4:19-15.8(c).
- D. The Borough may issue a license for a pet shop that permits the pet shop to sell pet supplies for all types of animals, including cats and dogs, however, no license shall be permitted allowing the sale of either cats or dogs at pet shops throughout the Borough.
- E. Pre-existing pet shops, operating contrary to the provisions of this ordinance shall be grandfathered as pre-existing non-conforming uses.

BE IT FURTHER ORDAINED that all other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final passage and publication in accordance with the law.

Introduced: July 18, 2013

Approved: July 18, 2013

Adopted: August 15, 2013

ATTEST: _____
JEANNE SMITH
BOROUGH CLERK

MICHAEL J. MAHON
MAYOR