

**ORDINANCE NO. 07-16**

**ORDINANCE OF THE TOWNSHIP OF JACKSON,  
COUNTY OF OCEAN, STATE OF NEW JERSEY,  
AMENDING CHAPTER 98 OF THE TOWNSHIP CODE  
OF THE TOWNSHIP OF JACKSON, ENTITLED  
“ANIMALS”**

**BE IT ORDAINED** by the Mayor and Township Council of the Township of Jackson, County of Ocean, and State of New Jersey, as follows:

**SECTION 1.** Chapter 98 of the Township Code of the Township of Jackson, entitled “Animals”, is hereby amended and supplemented so as to amend Article III, entitled, “Kennels and Pet Shops,” so as to amend Section 98-26 entitled, “Definitions”, which shall read in its entirety as follows:

**ARTICLE III. Kennels and Pet Shops.**

**§ 98-26 Definitions.**

For the purposes of this article, the following definitions shall be applicable:

- A.** “Kennel” shall mean any establishment wherein or whereon the business of boarding or selling cats or dogs or breeding cats or dogs for sale is carried on, where more than ten (10) cats or dogs are handled each calendar year, except a pet shop.
- B.** “Pet Shop” shall mean any room or group of rooms or cages or exhibition pen or other establishment 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, displayed or offered for sale.
- C.** “Small Breeder” shall mean any person or persons who engages in the business of breeding cats or dogs for sale, where no more than ten (10) cats or dogs are handled during the breeding process each calendar year, except a pet shop.
- D.** “Pound” shall mean any establishment for the confinement of cats or dogs or other animals seized either under the provisions of this chapter or otherwise.

- E. "Shelter" shall mean any establishment where cats, dogs, or other animals are received, housed and distributed without charge.
- F. "Dog" shall mean any dog, bitch or spayed bitch.
- G. "Cat" shall mean any member of the domestic feline species; male, female or altered female.

**SECTION 2.** Chapter 98 of the Township Code of the Township of Jackson, entitled "Animals", is hereby amended and supplemented so as to amend Article III, entitled, "Kennels and Pet Shops," so as to add Section 98-28.1, entitled, "Sale of cats and dogs in pet shops; exceptions" which shall read in its entirety as follows:

**ARTICLE III. Animals.**

**§ 98-28.1 Sale of cats and dogs in kennels and pet shops; exceptions.**

- A. A pet shop may offer for sale only those dogs and cats that the pet shop has obtained from or displays in cooperation with:
  - 1. An animal care facility;
  - 2. An animal rescue organization; or
- B. Nothing contained herein shall prohibit a shelter, pound or other establishment from keeping, displaying or selling any cat or dog which has been seized, rescued or donated.

**SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 4.** 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 5.** This ordinance shall take effect after second reading and publication as required by law.

**Date:** \_\_\_\_\_

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**MAYOR MICHAEL REINA**

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed on first reading at a regular meeting of the Township Council of the Township of Jackson, in the County of Ocean, State of New Jersey, held on March 8, 2016 and will be considered for second reading and final passage at the regular meeting of said Governing Body to be held on the 22<sup>nd</sup> day of March, 2016 at 7:30 P.M. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning this Ordinance.

Prior to the second reading, a copy of this Ordinance shall be posted on the Bulletin Board in the Municipal Building and copies shall be made available at the Township Clerk's Office in said Municipal Building to members of the general public who shall request such copies.

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ANN MARIE EDEN, RMC  
TOWNSHIP CLERK