

ORDINANCE 2016-003

**AN ORDINANCE OF THE BOROUGH OF BARNEGAT LIGHT,
COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING
AND SUPPLEMENTING CHAPTER 57 OF THE BOROUGH
CODE, ENTITLED “ANIMALS”, TO PROVIDE FOR THE
REGULATED USE OF THE BOROUGH DOG PARK.**

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Barnegat Light, County of Ocean, State of New Jersey, as follows:

SECTION 1. Chapter 57 of the Borough Code of the Borough of Barnegat Light, entitled “Animals,” is hereby amended and supplemented to provide revised Section 57-18.1 as follows:

**Chapter 57
Animals**

§ 57-18.1. Municipal Dog Park.

- A. A dog park is defined as a public park, typically fenced, which offers people and their dogs an off-leash play area where they can enjoy a park-like setting and the chance to socialize with other canines and their owners. Dog parks offer a wealth of benefits to dogs, dog owners and the community as a whole.
- B. There is hereby established within the Borough of Barnegat Light a municipal dog park, located upon the municipal recreational property at 10th Street. Notwithstanding anything in this Chapter to the contrary, duly licensed and supervised dogs may run at large upon the lands of the municipal recreation property in the designated dog park area without leash, so long as each dog is properly controlled and monitored to prevent any injury, damage to soil or to any person, property or other animal in the area. In the event that a dog attacks any person or other dog, the Borough Animal Control Officer shall take enforcement action as provided by law, and the Borough shall ban said dog from the municipal dog park. The offending dog owner shall further be liable for the penalties provided in this Chapter. The Borough Council may adopt further rules and regulations governing the use of the dog park area, as it may deem appropriate from time to time.
- C. Any person desiring to use the Borough’s dog park for any dog owned and licensed by him may do so only after registering said with the Borough of Barnegat Light by completion of access card application form, acceptance of risk and release of liability form and payment of fee. Any person who has been issued a license for his/her dog in another municipality may register his/her dog by completion of access card application form, acceptance of risk and release of liability form, payment of fee and by producing a copy of the other municipality’s license or a valid rabies certificate. The Borough shall issue to said registrants a keycard for entry into the dog park.
- D. Proof of licensing and registration with the Borough shall be required annually. There shall be no fee for residents and homeowners, a \$30.00 annual fee for nonresidents and a weekly fee of \$10.00 payable to the Borough of Barnegat Light. Passes are not transferrable between owners. The annual keycards will expire one year from the date of issue. Applications and passes may be obtained from the Barnegat Light Borough Hall offices weekdays from 8:30am to 3:30pm or the Beach Badge Booth when in operation.

The hours of operation are:

April 1 to September 30 – 8:00 am to 8:00 pm

October 1 to March 31 – 8:00 am to 5:00 pm

- E. The Borough shall require strict compliance with all rules and regulations set forth in this Chapter, or as otherwise prescribed by the Mayor and Borough Council, including but not limited to:

- a. All dogs must be registered prior to use of the park. Bringing unregistered dogs to the park is strictly prohibited and may be subject to loss of your pass.
- b. Owners are responsible at all times for the behavior and safety of their dogs and should be considerate of others.
- c. Dogs must wear collar displaying valid licenses and registration ID at all times.
- d. Dogs must be leashed prior to entering and upon leaving the dog park area.
- e. Dog owners assume all liability for damages suffered by anyone who is bitten or injured by their dog while utilizing the dog park.
- f. Dogs must be supervised by person(s) eighteen years or older. No children under the age of 18 years are permitted in the park unless accompanied and supervised by an adult.
- g. Dog owners must remain in the park and keep their dog in view at all times. Abandoning animals is prohibited by law.
- h. Allowing dogs to dig holes is prohibited. Owners must fill in any holes made by their pets.
- i. Users of the park shall clean up after themselves and their dog.
- j. The following are not allowed in the park: aggressive dogs, sick dogs, or female dogs that are in heat. Smoking, alcohol, food and glass containers are not permitted in the park.
- k. Professional dog trainers are not permitted to use the facility for training purposes without written permission from the Borough.

SECTION 2. All ordinances of parts of ordinances inconsistent herewith are hereby repealed.

SECTION 3. This ordinance shall take effect immediately upon its enactment 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 Barnegat Light, in the County of Ocean, State of New Jersey, on the 13th day of April, 2016, and will be considered for final passage at a regular meeting of said governing body to be held at the Municipal Building, 10 East 7th Street, Barnegat Light, New Jersey, on the 11th day of May, 2016, at 5:00 p.m., at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Passage on First Reading: April 13, 2016

Moved: Reynolds **Seconded:** Wellington

VOTE: **Ayes:** Spark, Sharpless, Wellington, Reynolds, Mikuletzky

Nays: None **Absent:** Warr

Attest:

BRENDA L. KUHN, Acting Municipal Clerk

Final Passage: May 11, 2016

Moved: Reynolds **Seconded:** Wellington

VOTE: **Ayes:** Spark, Sharpless, Wellington, Reynolds, Mikuletzky, Warr

Nays: None **Absent:** None

Attest:

BRENDA L. KUHN, Acting Municipal Clerk

Approved:

_____ **Date:** _____

KIRK O. LARSON, Mayor

Attest:

BRENDA L. KUHN, Acting Municipal Clerk