

Ms. Broullon offered the following Ordinance pass final reading and moved on its adoption:

**BOROUGH OF HIGHLANDS
COUNTY OF MONMOUTH**

0-16-08

**AN ORDINANCE AMENDING AND SUPPLEMENTING
SECTION 5-16.3, "FERAL CAT COLONIES," OF THE
CODE OF THE BOROUGH OF HIGHLANDS TO
PROHIBIT FOOD LEFT OUTSIDE FOR FREE-ROAMING
CATS AFTER 9:00 P.M. OR BEFORE 5:00 A.M. AND TO
REQUIRE THE PROVISION OF LITTER BOXES BY
FERAL CAT CAREGIVERS AND AMENDING THE TITLE
OF SECTION 5-16.3 TO "FERAL CAT COLONY
TRAP/NEUTER/RELEASE (TNR) PROGRAM"**

WHEREAS, the Borough of Highlands has enacted ordinances to provide for the managed care of feral cats, codified at Section 5-16 of the Code of the Borough of Highlands; and

WHEREAS, the Borough wishes to amend and supplement Section 15-16(d) to prohibit providing open containers of food for free-roaming cats after 9:00 p.m. or before 5:00 a.m. and to require feral cat caregivers to provide litter boxes for such cats under their care.

NOW, THEREFORE, BE IT ORDAINED by the governing body of the Borough of Highlands as follows:

SECTION ONE. Section 5-16.3(d)(11) shall be amended to read as follows: "Taking reasonable steps to prevent cats from creating a nuisance in adjacent properties, which includes, but is not limited to, providing litter boxes for feral cats."

SECTION TWO. Section 5-16.3(d) shall be supplemented by the addition of a paragraph (12), which shall read: "Feral cat caregivers shall not leave open containers of food for such cats outdoors after 9:00 p.m. nor before 5:00 a.m."

SECTION THREE. Section 5-16.3 shall be amended to be entitled "Feral Cat Colony Trap/Neuter/Release (TNR) Program."

SECTION FOUR. SEVERABILITY. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance, which shall otherwise remain in full force and effect.

SECTION FIVE. REPEALER. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION SIX. EFFECTIVE DATE. This Ordinance shall take effect after final passage and publication as provided by law.

Seconded by Mayor Nolan and adopted on the following roll call vote:

Roll Call:

Aye: Ms. Broullon, Ms. D'Arrigo, Mrs. Wells, Mayor Nolan

Nay: None

Absent: Mr. Card

Abstain: None

DATE: April 6, 2016

Carolyn Cummins, Borough Clerk

I hereby certify this to be a true copy of Ordinance O-16-8 adopted by the Governing Body of the Borough of Highlands on April 6, 2016.

Borough Clerk/