

REGULAR MEETING OF THE MAYWOOD BOARD OF HEALTH
MINUTES
October 15, 2020

Adequate notice of this meeting has been provided by inclusion thereof on the schedule of meetings posted and distributed as provided by law.

The meeting was called to order at 7:33pm by President Anne Lalumia. Those present included Deborah Taylor, Erin Natale, Thomas Lindenau, Aneta D'Amico and Elizabeth Grinko. Councilperson Louis Roer and REHS Maria Schmitt were also present.

MINUTES OF PREVIOUS MEETING

The September 17, 2020 minutes were accepted. Elizabeth Grinko made a motion to accept the minutes and Deborah Taylor seconded the motion. All eligible members in attendance voted in favor and the motion carried.

PUBLIC HEARING

There was none.

GUEST SPEAKER

There was none.

REPORT OF THE STANDING COMMITTEES

There was none.

REPORT OF THE SPECIAL COMMITTEES

There was none.

REPORT OF HEALTH OFFICER

There was none.

REPORT OF REGISTERED ENVIRONMENTAL HEALTH SPECIALIST

The report for September was reviewed and discussed. Deborah Taylor made a motion to approve the report. Elizabeth Grinko seconded the motion. All in attendance voted in favor and the motion carried.

REPORT OF THE SECRETARY

The report for September was reviewed and discussed. There was a question about why the Reportable Disease number increased significantly from August to September. Board Secretary will review the numbers for 2020 and report back to the Board. Thomas Lindenau made a motion to accept the report. President Anne Laumia seconded the motion. All in attendance voted in favor and the motion carried.

COMMUNICATIONS

Communications received during September and October to-date were reviewed. Most of the communications focused on the COVID-19 pandemic.

OLD BUSINESS

- a) 2020 BOH Licenses
 - 1) Solicitations mailed to Maywood merchants on 11/1/19 and reminders mailed on 12/10/19 and 1/7/20
 - 2) 1 of 52 merchants have not returned their application and fee:
 - (1) Holistic Health Dispensary
 - (a) Quickly returned the application and provided a Purchase Order indicating the fee amount was encumbered but check was never received
 - (b) Board Secretary left voicemail messages and emailed but never received a reply
 - (c) REHS Schmitt offered to stop by the business to determine if it is open
 - 3) Board Secretary noted that 2021 BOH License applications will be mailed out to merchants at the beginning of November
- b) 2020 Maywood Wellness Challenge 8 Week Walking Program Wednesdays at 6:30pm
 - 1) Start of Wednesday, 9/9/20 & End Tuesday, 11/3/20
 - (1) Final walk 10/28/20
 - 2) Goal prorated to 13 million steps
 - (1) Through 10/13/20, 6,972,575 steps were logged well below the 8,125,000 benchmark
 - 3) Starting with the third walk, the start time was moved up half an hour to 6:30pm due to sunset time
 - (1) May offer 6pm and 6:30pm check-in times since many people are already walking before the 6:30pm start time
 - 4) The maroon t-shirts were ordered, delivered and distributed
 - (1) Community Health Improvement Partnership (CHIP) will reimburse the cost
- c) Annual Flu Clinic
 - 1) Held Wednesday, 9/9/20 3pm-8pm outside in the Maywood Pool Parking Lot
 - 2) Appointments were staggered every 15 minutes
 - (1) Residents called Bergen County to schedule an appointment
 - 1) 63 people were vaccinated (vs. 46 people in 2019)
 - (1) 48 people were under the age of 65 (vs. 25 people in 2019)
 - (a) Significant increase in participants due to clinic having extended hours and people working from home
 - (2) 15 people were age 65 and over (vs. 21 people in 2019)
 - (a) Decrease in participants due to desire for the high dose vaccine
 - (i) BCDHS only offers the standard quadrivalent single dose
 - 2) After 7:30pm, the parking lot was very dark and no one attended
 - (a) In 2021, the hours will be revised to 3pm-7:30pm
- d) Past Store Cards Issued:
 - 1) None
- e) Past Temporary Events
 - 1) #2020-19 Tastefully British 10/10/20 Golden Age Club Fish n' Chips Dinner
 - (1) Vendor has a history of not obtaining a temporary event permit until being contacted by the Board Secretary
 - (2) As such, an annual Mobile Caterer license will not be offered to the vendor

NEW BUSINESS

- a) New Store Card Issued:
 - 1) None

b) Upcoming Temporary Events

- 1) #2020-07 Kona Ice 10/17/20 Food Truck Fall Festival
- 2) #2020-08 Catlike Reflexes, LLC 10/17/20 Food Truck Fall Festival
- 1) #2020-09 Mister Softee 10/17/20 Fall Food Truck Festival
- 2) #2020-10 Magic Mike's Smoked Meats 10/17/20 Fall Food Truck Festival
- 3) #2020-11 Carnival Concessions 10/17/20 Fall Food Truck Festival
- 4) #2020-12 The Wicked Waffle Stick 10/17/20 Fall Food Truck Festival
- 5) #2020-13 Latin Bites 10/17/20 Fall Food Truck Festival
- 6) #2020-14 The Brownie Bar 10/17/20 Fall Food Truck Festival
- 7) #2020-15 Who Cut the Cheese 10/17/20 Fall Food Truck Festival
- 8) #2020-16 Rockland's Kettle Corn 10/17/20 Fall Food Truck Festival
- 9) #2020-17 Harry's Lil Kitchen 10/17/20 Fall Food Truck Festival
- 10) #2020-18 Taste of Poland 10/17/20 Fall Food Truck Festival

ADOPTION OF ORDINANCES

ORDINANCE #2020-1

**AN ORDINANCE AMENDING BOROUGH OF MAYWOOD CHAPTER 161 TO ADD
ARTICLE VI CONTROL OF CATS**

ORDINANCE #2020-2

**AN ORDINANCE AMENDING BOROUGH OF MAYWOOD CHAPTER 161 ARTICLE I
CONTROL OF DOGS**

President Anne Lalumia opened the meeting to the public for any questions or comments but no came forward.

Thomas Lindenau made a motion to adopt the ordinances and Erin Natale seconded the motion. All members present voted in favor of the motion.

BE IT RESOLVED by the Board of Health of the Borough of Maywood that Ordinances #2020-1 and #2020-2 be and are hereby passed upon second and final reading and that the Board of Health Secretary is hereby authorized and directed to advertise the same according to law.

ADJOURNMENT

With no further business to discuss, President Anne Lalumia made a motion to adjourn. Thomas Lindenau seconded the motion. All in attendance voted in favor and the meeting adjourned at 8:06pm.

Respectfully submitted,

Tara Grunstra, Secretary

ORDINANCE #2020-1
AN ORDINANCE AMENDING BOROUGH OF MAYWOOD CHAPTER 161 TO ADD
ARTICLE VI CONTROL OF CATS

BE IT ORDAINED BY THE BOARD OF HEALTH OF THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

WHEREAS, the Board of Health of the Borough of Maywood believes that the licensing of all cats and, subsequently, the cat rabies vaccination requirement will promote public health and safety. Cats that are allowed outside of the home are at great risk of rabies transmission from infected wildlife. The Borough has had a recent experience with a rabid raccoon attacking residents in the summer of 2019. Cats kept exclusively indoors may be exposed to rabies if the cat escapes the home or if an infected bat or other infected animal enters the home. Rabies vaccinations for cats are safe.

NOW, THEREFORE, BE IT ORDAINED by the Board of Health of the Borough of Maywood, Bergen County, New Jersey, as follows:

Article VI Control of Cats

§161-36. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ANIMAL CONTROL AUTHORITY

The authorized Animal Control Officer designated by the Borough.

CAT

Any member of the domestic feline species; male, female or altered.

CAT OF LICENSING AGE

Any cat which has attained the age of seven months or which possesses a set of permanent teeth.

CATTERY

Any room or group of rooms, cage, or exhibition pen, not part of a kennel, wherein cats for sale are kept or displayed.

LICENSING AUTHORITY

The Borough Clerk's Office of the Borough of Maywood or any designated representative thereof charged with administering the issuance and/or revocation of permits and licenses under the provisions of this Article.

NEUTERED

Rendered permanently incapable of reproduction as certified by a licensed veterinarian.

OWNER

When applied to the proprietorship of a cat, includes every person having a right of property (or custody) in such cat and every person who has such cat in his/her keeping or who harbors or maintains a cat or knowingly permits a cat to remain on or about any premises occupied by that person.

PERSON

Any individual, corporation, partnership, organization or institution commonly recognized by law as a unit.

§161-37. Compliance required.

No person shall own, keep or harbor any cat within the Borough except in compliance with the provisions of this article.

§161-38. Vaccination and license requirements.

A. Vaccination and license requirements. No person shall own, keep, harbor or maintain any cat over seven months of age within the Borough of Maywood, unless such cat is vaccinated and licensed. The provisions of this section do not apply to cats held in a cattery or those held by a state or federal licensed research facility or to a veterinary establishment where cats are received or kept for diagnostic, medical, surgical or other treatments or to licensed animal shelters, pounds, kennels or pet shops.

B. Vaccination. All cats shall be vaccinated against rabies by a licensed veterinarian in accordance with the latest Compendium of Animal Rabies Vaccines and Recommendations for Immunization published by the National Association of State Public Health Veterinarians, except as provided for in Subsection D.

C. Vaccination certificate. A certificate of vaccination shall be issued to the owner of each animal vaccinated on a form recommended by the state.

D. Exemptions. Any cat may be exempted from the requirements of such vaccination for a specified period of time by the Borough Clerk, upon presentation of a veterinarian's certificate stating that because of an infirmity or other physical condition or regimen of therapy, the inoculation of such cat shall be deemed inadvisable.

§161-39. Annual license and registration.

Any person who shall own, keep or harbor a cat of licensing age in the Borough shall, in the month of January in each year, apply for and procure from the Borough Clerk a license with license number for each such cat so owned, kept or harbored. Licenses are not transferable.

§161-40. Time limit for acquiring new licenses.

A. Newly acquired cats and cats attaining licensing age. The owner of any newly acquired cat of licensing age or of any cat which attains licensing age shall apply for a license for such cat within 10 days after such acquisition or age attainment. This requirement will not apply to a nonresident keeping a cat within the Borough for no longer than 90 days.

B. Cats brought into Borough.

(1) Any person who shall bring or cause to be brought into the Borough any cat licensed in another state for the current year and shall keep the same or permit the same to be kept within the Borough for a period of more than 90 days shall immediately apply for a license for each such cat.

(2) Any person who shall bring or cause to be brought into the Borough any unlicensed cat and shall keep the same or permit the same to be kept within the Borough for a period of more than 10 days shall immediately apply for a license for each such cat.

§161-41. Exemptions.

Only one license shall be required in any licensing year for any cat owned in New Jersey, and such license issued by any other municipality of this state shall be accepted by the Borough as evidence of compliance with this Article.

§161-42. Application for license and registration number.

A. The application shall state the breed, sex, age, color and markings of the cat for which the license and registration are sought and whether it is of a long-haired or short-haired variety; also the name, street and post-office address of the owner and the person who shall keep or harbor such cat.

B. The information on said application and the registration number issued for the cat shall be preserved for a period of three years by the Borough Clerk.

C. Registration numbers shall be issued in the order of the applications.

§161-43. Rabies vaccination required prior to licensing; exception.

No Municipal Clerk or other official designated by the governing body of any municipality to license cats therein shall grant any such license for any cat unless the owner thereof provides evidence that the cat to be licensed and registered has been inoculated with a rabies vaccine of a type approved by and administered in accordance with the recommendations of the United States Department of Agriculture and the United States Department of Human Services or has been certified exempt as provided by **§161-38** of this Article. The rabies inoculation shall be administered by a duly licensed veterinarian or by such other veterinarian permitted by law to do the same.

§161-44. Fees; expiration of license.

A. The person applying for the license shall pay to the Borough Clerk a fee as set forth in Chapter 330-20, Fees, for the licensing of each cat. Each license shall be renewed annually, and for each annual renewal, the fee for the license shall be the same as for the original license. Said licenses and renewals thereof shall expire on the last day of January in each year.

B. In addition to the fee charged under Subsection A above, any person applying for such license shall pay a fee as set forth in Chapter 330-20, Fees, for any cat of reproductive age which has not had its reproductive capacity permanently altered through sterilization. Proof of sterilization shall be presented in accordance with law and the rules and regulations promulgated by the New Jersey Department of Health.

C. There shall be a late charge as set forth in Chapter 330-20, Fees, for any cat license not secured by March 1 of the calendar year for which said license is required.

§161-45. License forms.

License forms shall be furnished by the Borough Clerk and shall be numbered serially and shall bear the year of issuance and the name of the Borough.

§161-46. Proof of licensing.

Proof of licensing shall be produced by any person owning, keeping, maintaining or harboring a cat, upon the request of any health official, police officer, animal control officer, or other authorized person.

§161-47. Interference with authorized persons.

No person shall hinder, molest or interfere with anyone authorized or empowered to perform any duty under this article.

§161-48. Provision of inoculations by the Borough.

Opportunity will be given from time to time to every resident of the Borough of Maywood, New Jersey, owning or in possession of a cat or cats, to have said cat or cats inoculated with antirabic vaccine, one-injection method, as often as the Borough shall designate. The certificate of vaccination shall be presented to the Borough Clerk for registration immediately after vaccination. Inoculations provided by the Borough, free of charge, shall be made by such person or persons as the Borough shall designate.

The Borough will not pay for inoculations made by veterinarians other than those designated by the Borough.

§161-49. Repealer.

All other ordinances of the Borough which are in conflict with this Article are hereby repealed to the extent of such conflict.

§161-50. Severability.

If any part of this Article shall be invalid, such parts shall be deemed severable and the invalidity thereof shall not affect the remaining part of this Article.

§161-51. Violations and penalties.

Except as otherwise provided in this Article, any person who violates or fails or refuses to comply with this Article shall be liable to a penalty of not less than \$25 nor more than \$500 for each offense, to be recovered by and in the name of the Borough.

ORDINANCE #2020-2
AN ORDINANCE AMENDING BOROUGH OF MAYWOOD CHAPTER 161 ARTICLE I
CONTROL OF DOGS

BE IT ORDAINED BY THE BOARD OF HEALTH OF THE BOROUGH OF MAYWOOD, IN THE COUNTY OF BERGEN AND STATE OF NEW JERSEY, AS FOLLOWS:

WHEREAS, the Board of Health of the Borough of Maywood has updated the Control of Dogs ordinance in compliance with State of New Jersey requirements.

NOW, THEREFORE, BE IT ORDAINED by the Board of Health of the Borough of Maywood, Bergen County, New Jersey, as follows:

Article I. Control of Dogs

§161-1. Definitions.

As used in this article, the following terms shall have the meanings indicated:

ANIMAL CONTROL AUTHORITY

The authorized Animal Control Officer designated by the Borough.

DOG

Any male or female dog, bitch or spayed bitch.

DOG OF LICENSING AGE

Any dog which has attained the age of seven months or which possesses a set of permanent teeth.

LICENSING AUTHORITY

The Borough Clerk's Office of the Borough of Maywood or any designated representative thereof charged with administering the issuance and/or revocation of permits and licenses under the provisions of this Article.

NEUTERED

Rendered permanently incapable of reproduction as certified by a licensed veterinarian.

OWNER

When applied to the proprietorship of a dog, includes every person having a right of property in such dog and every person who harbors or has such dog in his keeping.

PERSON

Any individual, corporation, partnership, organization or institution commonly recognized by law as a unit.

§161-2. Compliance required.

No person shall own, keep or harbor any dog within the Borough except in compliance with the provisions of this article.

§161-3. Vaccination and license requirements.

A. Vaccination and license requirements. No person shall own, keep, harbor or maintain any dog over seven months of age within the Borough of Maywood, unless such dog is vaccinated and licensed. The provisions of this section do not apply to dogs held by a state or federal licensed research facility or to a veterinary establishment where dogs are received or kept for diagnostic, medical, surgical or other treatments or to licensed animal shelters, pounds, kennels or pet shops.

B. Vaccination. All dogs shall be vaccinated against rabies by a licensed veterinarian in accordance with the latest Compendium of Animal Rabies Vaccines and Recommendations for Immunization published by the National Association of State Public Health Veterinarians, except as provided for in Subsection D.

C. Vaccination certificate. A certificate of vaccination shall be issued to the owner of each animal vaccinated on a form recommended by the state.

D. Exemptions. Any dog may be exempted from the requirements of such vaccination for a specified period of time by the Borough Clerk, upon presentation of a veterinarian's certificate stating that because of an infirmity or other physical condition or regimen of therapy, the inoculation of such dog shall be deemed inadvisable.

§161-4. Annual license and registration; placement of tag on dog.

Any person who shall own, keep or harbor a dog of licensing age in the Borough shall, in the month of January in each year, apply for and procure from the Borough Clerk a license and official metal registration tag for each such dog so owned, kept or harbored, and shall place upon each such dog a collar or harness with the registration tag securely fastened thereto. Licenses are not transferable.

§161-5. Time limit for acquiring new licenses.

A. Newly acquired dogs and dogs attaining licensing age. The owner of any newly acquired dog of licensing age or of any dog which attains licensing age shall apply for a license and registration tag for such dog within 10 days after such acquisition or age attainment. This requirement will not apply to a nonresident keeping a dog within the Borough for no longer than 90 days.

B. Dogs brought into Borough.

(1) Any person who shall bring or cause to be brought into the Borough any dog licensed in another state for the current year and bearing a registration tag and shall keep the same or permit the same to be kept within the Borough for a period of more than 90 days shall immediately apply for a license and registration tag for each such dog.

(2) Any person who shall bring or cause to be brought into the Borough any unlicensed dog and shall keep the same or permit the same to be kept within the Borough for a period of more than 10 days shall immediately apply for a license and registration tag for each such dog.

§161-6. Exemptions.

Only one license and registration tag shall be required in any licensing year for any dog owned in New Jersey, and such license and tag issued by any other municipality of this state shall be accepted by the Borough as evidence of compliance this Article.

§161-7. Application for license and registration number.

A. The application shall state the breed, sex, age, color and markings of the dog for which the license and registration are sought and whether it is of a long-haired or short-haired variety and the name, street and post-office address of the owner and the person who shall keep or harbor such dog.

B. Registration numbers shall be issued in the order of the applications.

C. The information on said application and the registration number issued for the dog shall be preserved for a period of three years by the Borough Clerk. In addition, the Clerk shall forward to the State Department of Health each month, on forms furnished by said Department, an accurate account of registration numbers issued or otherwise disposed of.

§161-8. Rabies vaccination required prior to licensing; exception.

No Municipal Clerk or other official designated by the governing body of any municipality to license dogs therein shall grant any such license for any dog unless the owner thereof provides evidence that the dog to be licensed and registered has been inoculated with a rabies vaccine of a type approved by and administered in accordance with the recommendations of the United States Department of Agriculture and the United States Department of Human Services or has been certified exempt as provided by §161-3 of this Article. The rabies inoculation shall be administered by a duly licensed veterinarian or by such other veterinarian permitted by law to do the same.

§161-9. Fees; expiration of license; exemptions from fee requirements.

A. The person applying for the license and registration tag shall pay to the Borough Clerk a fee as set forth in Chapter 169, Fees, for the licensing and registration of each dog and for the Pilot Clinic Fund as required by law. Each license and tag shall be renewed annually, and for each annual renewal, the fee for the license and for the registration tag shall be the same as for the original license and registration tag. Said licenses, registration tags and renewals thereof shall expire on the last day of January in each year.

B. In addition to the fee charged under Subsection A above, any person applying for such license and registration tag shall pay a fee as set forth in Chapter 169, Fees, for any dog of reproductive age which has not had its reproductive capacity permanently altered through sterilization. Proof of sterilization shall be presented in accordance with law and the rules and regulations promulgated by the New Jersey Department of Health.

C. Dogs used as guides for blind persons and commonly known as "Seeing Eye Dogs" shall be licensed and registered as other dogs as hereinabove provided for, except that the owner or keeper of such dog shall not be required to pay any fee therefor.

§161-10. Disposition of fees.

A. License fees and other moneys collected or received under the provisions of this article, except registration tag fees, shall be forwarded to the Borough Treasurer within 30 days after collection or receipt.

B. Such fees and other moneys shall be placed in a separate account from any of the other accounts of the Borough and shall be used only for the purposes permitted by N.J.S.A. 4:19-15.11.

C. The registration tag fees shall be forwarded by the Clerk, within 30 days after collection, to the State Department of Health, as prescribed by N.J.S.A. 4:19-15.11.

§161-11. License forms and tags.

License forms and uniform official metal registration tags designed by the State Department of Health shall be furnished by the Borough Clerk and shall be numbered serially and shall bear the year of issuance and the name of the Borough.

§161-12. Proof of licensing.

Proof of licensing shall be produced by any person owning, keeping, maintaining or harboring a dog, upon the request of any health official, police officer, animal control officer, or other authorized person.

§161-13. Removal of tag; attaching tag to unregistered dog.

No person, except an officer in the performance of his duties, shall remove a registration tag from the collar of any dog without the consent of the owner, nor shall any person attach a registration tag to a dog for which it was not issued.

§161-14. Interference with authorized persons.

No person shall hinder, molest or interfere with anyone authorized or empowered to perform any duty under this article.

§161-15. Provision of inoculations by the Borough.

Opportunity will be given from time to time to every resident of the Borough of Maywood, New Jersey, owning or in possession of a dog or dogs, to have said dog or dogs inoculated with antirabic vaccine, one-injection method, as often as the Borough shall designate. The certificate of vaccination shall be presented to the Borough Clerk for registration immediately after vaccination. Inoculations provided by the Borough, free of charge, shall be made by such person or persons as the Borough shall designate. The Borough will not pay for inoculations made by veterinarians other than those designated by the Borough.

§161-16. Injury to property, entry of dogs into certain places.

A. No person owning, keeping or harboring a dog shall permit or suffer it to do any injury or to do any damage or soil, defile or commit any nuisance upon any sidewalk of any public street, in any public building, any approach to such building from the street, in any public park, public playground or school playground or in any property of persons other than the owner, keeper or harbinger of such dog; provided, however, that for the purpose of this section, the abovementioned restrictions shall not apply to that portion of the street lying between the curblines, which shall be used to curb said dog.

B. No person owning, keeping or harboring a dog shall permit or suffer it to enter upon or remain in any public building without the permission of the public body having control thereof or in any public park, public playground or school playground; provided, however, that for the purpose of this section, the abovementioned restrictions shall not apply to "Seeing Eye Dogs" accompanying blind persons.

§161-17. Running at large.

A. No person owning, keeping or harboring any dog shall suffer or permit it to be off his premises in the Borough unless securely confined and controlled by an adequate leash and accompanied by a person capable of controlling said dog.

B. Dogs shall be permitted to be unleashed once within the fenced confines of the dog park at Memorial Park. Those utilizing the dog park shall abide to the rules and regulations in §161-30 et seq. of the Borough Code.

§161-18. Repealer and severability.

A. Repealer. All other ordinances of the Borough which are in conflict with this Article are hereby repealed to the extent of such conflict.

B. Severability. If any part of this Article shall be invalid, such parts shall be deemed severable and the invalidity thereof shall not affect the remaining part of this Article.

§161-19. Violations and penalties.

Except as otherwise provided in this Article, any person who violates or fails or refuses to comply with this Article shall be liable to a penalty of not less than \$25 nor more than \$500 for each offense, to be recovered by and in the name of the Borough.