

BLOOMFIELD, NEW JERSEY

MAY 12, 2004

A regular meeting of the Board of Health, as established by public record in the Independent Press on January 2004, was called to order on May 12, 2004 in the Mayor's Conference Room in the Law Enforcement Building.

Roll call by President McLaughlin showed the following members to be present:

James McLaughlin, President  
Laura Papciak, Vice President  
Lissette Figueroa, Board Member  
Patricia Barker, Board Member  
Lisa Jasinski, Board Member

Also present were Margaret O'Boyle Dunigan, Council Liaison, Trevor Weigle, Director, Dr. Ellen Powley, President of FoBAS, Doreen Sarcone, Donna Williams R.N., Steve Martino, Assistant Township Attorney.

Minutes of the April 14, 2004 meeting were passed on a motion by P. Barker and second by L. Jasinski.

Minutes of the April 29, 2004 special meeting were passed on a motion by P. Barker and second by L. Papciak.

The April pending licenses were approved on a motion by L. Figueroa and second by P. Barker.

Communications were discussed. On request, items 1, 2, 3, 5, 17, 18, 19, 25, 29, 31, 32, 33 were shown to various board members. Communications were accepted on a motion from L. Papciak and second by L. Jasinski.

The Health Director's report was discussed. From his report, The Director highlighted the following: No Further Action report for Schering Corp.; inspection of restaurant's grease traps; Solid waste pick-up at schools; feral cat spay-neuter program and the microchipping of dogs and cats at the animal shelter was explained by Dr. Ellen Powley; procedure for the licensing of adopted dogs in town; Animal Shelter volunteer sign-in sheets were requested by the Board; Needs Assessment Project of Bloomfield College was explained, an agreement needs to be signed. Donna Williams R.N. spoke of the services provided by the Nursing Division: Children's Health Clinic, blood pressure, Blood chemistry & PSA, flu vaccines, TB chest clinics, screenings (vision, skin cancer, stroke, hearing, diabetes, urinalysis, bone density), working with school nurses, servicing parochial schools, visiting home-bound residents, lead poison testing, Hepatitis B and communicable disease follow-ups. The schedule of these services was explained to the Board. The Nursing division is working with Mountainside Hospital to organize a woman's health day (bone density, pap smears) in the fall. Qualifications for clinics and screenings were explained. The town also provides CHC for Caldwell. Motion to accept Health Director's report by L. Figueroa and second by L. Papciak.

The financial report was discussed. Dr. Cameron's services under his contract were clarified. Motion to accept the financial report by P. Barker and second by L. Papciak.

Councilwoman Dunigan provided Council Liaison's report. The Council would like the environmental statistical reports for their first meeting of the month. President McLaughlin requested a memo from the Council.

President McLaughlin asked if there was any unfinished business. An Amendment to Chapter 284 was passed on the second reading by President McLaughlin as follows:

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "CHAPTER 284, BARBERSHOP, HAIRDRESSING, COSMETOLOGY AND NAIL SALONS/SHOPS" WITHIN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY:**

**BE IT ORDAINED, by the Board of Health of the Township of Bloomfield, County of Essex, State of New Jersey that "Chapter 284, Barbershop, Hairdressing, Cosmetology And Nail Salons/Shops" is hereby amended as follows:**

§ 284-5. Sanitation.

(7) Operators

d. No individual shall perform procedures requiring licensure by the New Jersey State Board of Cosmetology without possessing such a valid license.

e. No individual shall perform procedures requiring licensure by the New Jersey State Board of Cosmetology without having such license visible and present on site.

The Amendment was passed on a motion by P. Barker and second by L. Figueroa. All Board members voted "Yes." This Amendment will become effective May 22, 2004.

Border Collie/Geese control was discussed. The services Geese Police will provide and their charges were clarified. Federal Goose Patrol's services need more clarification. There was a question concerning the financial terms of the contract with Mr. Sheninger if the Town purchased a border collie and had to return it. The cost to the town and taxpayers was addressed in relation to purchasing or renting a dog. Funding for the border collie has not yet been resolved. Recreation department and the Board of Education will be asked if they are willing to pay for the purchase and services of the dog. The time the ACO is spending with the dog was a concern in terms of money.

The Board of Health By-Laws was deferred.

An Amendment to Chapter 78 was passed on the first reading by President McLaughlin as follows:

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "CHAPTER 78, ANIMALS" WITHIN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY:**

**BE IT ORDAINED, by the Board of Health of the Township of Bloomfield, County of Essex, State of New Jersey that "Chapter 78, Animals" is hereby amended as follows:**

§ 78-2. Running at large.

All persons are prohibited from permitting any animals belonging to him or in his possession to run at large in any of the public streets, parks or other open places in the township. Service animals, as defined by the Americans with Disabilities Act and animals engaged in police, fire, or other government sanctioned activities are exempt from this provision.

This Ordinance will become effective thirty (30) days after publication of this first reading. Second and final reading will be held in the Mayor's Conference Room of the Law Enforcement Building at the June 9, 2004 Board of Health Meeting as published in the Independent Press.

The Amendment was passed on a motion by L. Figueroa and second by P. Barker. All Board members voted "Yes."

An Amendment to Chapter 282 was passed on the first reading by President McLaughlin as follows:

**AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "CHAPTER 282, ANIMALS AND FOWL" WITHIN THE TOWNSHIP OF BLOOMFIELD, ESSEX COUNTY, NEW JERSEY:**

**BE IT ORDAINED, by the Board of Health of the Township of Bloomfield, County of Essex, State of New Jersey that "Chapter 282, Animals And Fowl" is hereby amended as follows:**

Chapter 282, ANIMALS AND FOWL

§ 282-1. Keeping of animals and fowl.

- A. It shall be unlawful for any person to keep or maintain swine, goats, cattle, horses, other livestock or ducks, geese, pigeons, chickens or other fowl within the Township of Bloomfield on any private or public plot of land or other premises.
- B. Repealed
- C. Repealed

§ 282-2. Report of rabies.

It shall be the duty of all persons owning or having interest in or having in their possession or under their control or having knowledge of any dog, cat or other animal affected with rabies or suspected of being affected with rabies to report this fact immediately to the Board of Health or the Health Officer by telephone and in writing. The written report shall contain a description of the animal, the location of the animal and the name and address of the owner.

§ 282-3. Slaughtering.

- A. By reason of the density of the population in the township and the offensiveness of slaughterhouses, live-chicken markets and similar places, it is hereby declared that a slaughterhouse or any market or store where live animals or fowl are kept for sale or slaughtered on the premises occupied by or connected with such market or store is a nuisance and shall not be conducted or permitted in the township.
- B. No person shall slaughter, kill or butcher, or raise or keep for the purpose of slaughtering, killing or butchering, any swine, sheep, goats, cattle, other livestock or fowl within the Township of Bloomfield.

§ 282-4. Restriction on permanently domiciled domestic animals.

Because of the density of population in the Township of Bloomfield, and the danger to health caused by a large number of permanently domiciled domestic animals in any one (1) household and odors arising therefrom, it is determined that no one (1) household may keep more than five (5) permanently domiciled domestic animals over the age of three (3) months at any one (1) time.

§ 282-5. Feeding of Wildlife

- A. It shall be unlawful for any reason to feed any migratory or resident waterfowl or wildlife on any private or public land within the Township.
- B. It shall be unlawful to create any condition or allow any condition to exist which results in a congregation or congestion of migratory or resident waterfowl or wildlife within the Township which:
  - (1) Results in an accumulation of feces or droppings, or
  - (2) Results in damage to flora, fauna or private or public property, or
  - (3) Results in a threat or nuisance to the public health, safety or welfare, or
  - (4) Results in a threat to the health, safety or welfare of said migratory or resident waterfowl or wildlife.

C. This ordinance shall not be applicable to residential birdfeeders.

§ 282-6. Violations and penalties.

Any person, firm or corporation who shall violate any of the provisions of this Ordinance shall upon conviction be punished by a fine not exceeding \$1000.00, imprisonment for a term not exceeding ninety (90) days or a period of community service not exceeding ninety (90) days or a combination thereof, and each violation of any of the provisions of this Ordinance and each day this same is violated shall be deemed and taken to be a separate and distinct offense.

§ 282-7. Unconstitutionality Clause.

Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of said Ordinance shall not be affected thereby.

§ 282-8. Conflict of Regulations.

In any case where a provision of this Ordinance is found to be in conflict with any State or Federal regulation, on the effective date of this Ordinance, the provision which establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail.

This Ordinance will become effective thirty (30) days after publication of this first reading. Second and final reading will be held in the Mayor's Conference Room of the Law Enforcement Building at the June 9, 2004 Board of Health Meeting as published in the Independent Press.

The Amendment was passed on a motion by L. Figueroa and second by L. Papciak. All Board members voted "Yes."

Motion to adjourn meeting by P. Barker and second by L. Papciak.

Meeting adjourned at 10:15 P.M.

Respectfully Submitted,

Trevor J. Weigle, Director  
Secretary to the Board