

**TOWNSHIP OF EDGEWATER PARK
ORDINANCE NO. 3 -2006**

*An Ordinance Of The Township Of Edgewater Park, County Of Burlington,
State Of New Jersey, Prohibiting the Feeding of Unconfined Wildlife in any Public
Park or on any other Property Owned or Operated by the Township of Edgewater Park.
Creating Chapter 8.90 Entitled "Wildlife Feeding Ordinance*

WHEREAS, the Township Committee of the Township of Edgewater Park is desirous of establishing requirements prohibiting the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Township of Edgewater Park.

SECTION I. Purpose:

An ordinance to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by Township of Edgewater Park, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

SECTION II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Feed – to give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Wildlife – all animals that are neither human nor domesticated.

SECTION III. Prohibited Conduct:

- a. No person shall feed, in any public park or on any other property owned or operated by the Township of Edgewater Park any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers) and excluding any park designated as a passive park.

SECTION IV. Enforcement:

- a. This ordinance shall be enforced by the Police Department, Property Maintenance Department, Public Works Department, Local Board of Health Property and/or other Municipal Officials of Township of Edgewater Park.
- b. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

SECTION V. Violations and Penalties:

- a. Any person(s) who is found to be in violation of the provisions of this ordinance shall upon conviction thereof in a proceeding before a court of competent jurisdiction be subject to the following fines:
 - 1. Residential violation: A fine of not less than twenty-five dollars (\$25.00) and not more than one thousand dollars (\$1,000.00);
 - 2. Commercial or institutional violation: A fine of not less than five hundred dollars (\$500.00) and not more than one thousand dollars (\$1,000.00);
- b. Each continuing violation of this chapter shall constitute a separate offense.

SECTION VI. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

TOWNSHIP OF EDGEWATER PARK

Judith Hall, Mayor

Linda M. Dougherty, R.M.C.,
Municipal Clerk/Administrator

NOTICE

The foregoing ordinance was introduced by the Edgewater Park Township Committee at its meeting held on January 17, 2006. This ordinance will be consider for adoption of final reading and public hearing to be held on February 21, 2006 at 7:30 PM, or shortly thereafter, and place to which such meeting may be adjourned, in the Municipal Building, 400 Delanco Road, Edgewater Park, New Jersey. At which time and place all persons interested will be given an opportunity to be heard concerning said Ordinance. During the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk’s office to the members of the general public who shall request the same.

Record Vote of the Township Committee on First Reading					
Committee Member	Yes	No	Abstain	Absent	Motioned By:
Mr. Atzert					
Mr. Pullion					
Mr. Van Brunt					
Dr. Young					
Mayor Hall					

NOTICE OF FINAL ADOPTION:

Notice is hereby given that the foregoing ordinance was approved for final adoption by the Township Committee of the Township of Edgewater Park at a Regular Meeting held on _____ at the Municipal Building, 400 Delanco Road.

TOWNSHIP OF EDGEWATER PARK

Judith Hall, Mayor

Linda M. Dougherty, R.M.C.,
Municipal Clerk/Administrator

1st Reading:
Publication:
Amendment:
2nd Reading:
Publication:
Adoption:

Record Vote of the Township Committee on First Reading					
Committee Member	Yes	No	Abstain	Absent	Motioned By:
Mr. Atzert					
Mr. Pullion					
Mr. Van Brunt					
Dr. Young					
Mayor Hall					

