

TOWNSHIP OF PEQUANNOCK

ORDINANCE NO. 2021-02

ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF PEQUANNOCK AND PROHIBIT THE FEEDING OF WILDLIFE

BE IT ORDAINED by the Township Council of the Township of Pequannock, in the County of Morris, and State of New Jersey, as follows:

Section 1. The Code of the Township of Pequannock shall be amended by the inclusion of new Chapter 184 which shall be entitled "Wildlife Feeding" and shall read, in its entirety, as follows:

Chapter 184 Wildlife Feeding

§184-1 Purpose:

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

§184-2. 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.

§184-3 Prohibited Conduct:

No person shall feed, in any public park or on any other property owned or operated by Pequannock Township, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers, or feral cats as part of an approved Trap-Neuter-Release program).

§184-4. Enforcement:

- a. This ordinance shall be enforced by the Police Department and/or Health Officer of Pequannock.
- b. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

§184-5 Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this Chapter shall be subject to a fine not to exceed \$500.

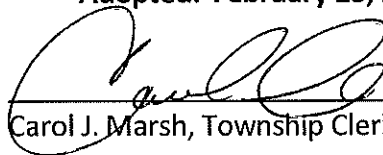
Section 2: If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3: All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4: This Ordinance shall take effect immediately after final passage and publication in the manner provided by law.

Introduced: February 9, 2021

Adopted: February 23, 2021



Carol J. Marsh, Township Clerk



Kyle Russell, Mayor