

Chapter 70D

WILDLIFE FEEDING, PROHIBITED

§ 70D-1. Purpose.

§ 70D-2. Definitions.

§ 70D-3. Prohibited conduct.

§ 70D-4. Enforcement.

§ 70D-5. Violations and penalties.

[HISTORY: Adopted by the Township Committee of the Township of Barnegat 4-18-05 as Ord. No. 2005-24. Amendments noted where applicable.]

Be it ordained by the Township Committee of the Township of Barnegat, in the County of Ocean and State of New Jersey, as follows:

§ 70D-1. Purpose.

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

§ 70D-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 including 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.

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.

PERSON — Any individual, corporation, company, partnership, firm, association, or political subdivision of this state subject to municipal jurisdiction.

WILDLIFE — All animals that are neither human nor domesticated.

§ 70D-3. Prohibited conduct.

No person shall feed, in any public park or on any other property owned or operated by the Township of Barnegat, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers).

§ 70D-4. Enforcement.

A The provisions of this chapter shall be enforced by the Police Department and the Board of Health of the Township of Barnegat.

B. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

§ 70D-5. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed one hundred fifty dollars (150.).