

**SUMMARY
ORDINANCE #13-2005
BOROUGH OF NORTH HALEDON**

**AN ORDINANCE AMENDING CHAPTER 177 OF THE CODE OF THE
BOROUGH OF NORTH HALEDON REGARDING WILDLIFE FEEDING**

This ordinance prohibits the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Borough of North Haledon so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply. The present ordinance addresses waterfowl only.

NOTICE

Notice is hereby given that the above ordinance was introduced and passed first reading at the Regular Meeting of the Mayor and Council of the Borough of North Haledon on September 29, 2005, and will be considered for final passage after public hearing at the Regular Meeting of the Mayor and Council to be held on October 19, 2005 at the Municipal Bldg., 103 Overlook Ave., North Haledon, NJ at 7:30 p.m., or shortly thereafter at which time anyone interested therein or affected thereby will be given an opportunity to be heard.

NOTICE

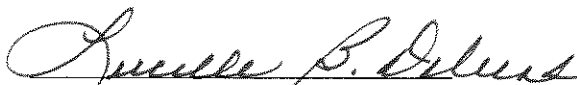
Notice is hereby given that the above ordinance passed its second and final reading at the Regular Meeting of the Mayor and Board of Council of the Borough of North Haledon which was held on October 27, 2005, at the Municipal Building, 103 Overlook Avenue, North Haledon, N.J., and is hereby declared a passed ordinance in accordance with law.



Randy George, Mayor

Passed first reading on
September 29, 2005

Passed second and final reading on
October 27, 2005


Lucille B. Debiak, Municipal Clerk


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Be it ordained by the Governing Body of the Borough of North Haledon as follows:

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 the Borough of North Haledon 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 Borough of North Haledon any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers).

SECTION IV. Enforcement:

- a. This ordinance shall be enforced by the North Haledon Board of Health, the property maintenance officer and/or the Police Department.

SECTION V. 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 no less than \$20.00 not to exceed \$500.00.

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. Title:

The title of Chapter 177 is hereby amended to include after “migratory” the words “and wildlife”.

SECTION VIII. Effective date:

This ordinance shall become effective upon passage and publication, as provided by law.