

**TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY**

Ordinance #05-28

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO AMEND AN ORDINANCE ENTITLED REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN, AND MORE SPECIFICALLY TO CREATE CHAPTER 8.46 WILDLIFE FEEDING

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I.

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

Section II.

Chapter 8.46 Wildlife Feeding shall be created as follows:

8.46.010 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.

"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. Feeding does not include baiting by governmental officials who are acting in their official capacity for public safety purposes.

"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.

8.46.020 Prohibited Conduct

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

Section 8.46.030 Enforcement

This ordinance shall be enforced by the Police Department of Township of Raritan. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

Section 8.46.040 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 \$500.00 for each violation.

Section III

If the provision of any article, subsection, paragraph, subdivision or clause of this Chapter shall be judged invalid by any Court of competent jurisdiction, such Order or Judgment shall not effect or invalidate the remainder of any such article, section, subsection, paragraph or clause, and to this end, the provisions of this Ordinance are hereby declared to be severable.

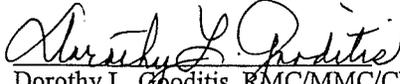
Section IV

All other provisions of the said ordinance shall remain in full force and effect

Section V

This ordinance shall take effect immediately upon (1) adoption; and (2) publication in accordance with the laws of the State of New Jersey.

Attest:

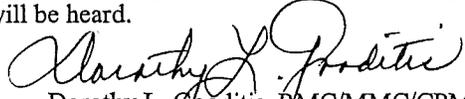

Dorothy L. Gooditis, RMC/MMC/CPM
Township Clerk

Township Committee of
The Township Of Raritan


Peter Kinsella
Mayor

NOTICE OF PENDING ORDINANCE

Please take notice that the foregoing Ordinance was introduced by the Township Committee of the Township of Raritan at a meeting held on July 18, 2005, and the same was then ordered to be published according to law with a public hearing and final consideration scheduled for the meeting of Sept. 8, 2005 beginning at 7:30 p.m. at the Municipal Building, One Municipal Drive, Raritan Township (Flemington), New Jersey at which time all interested persons will be heard.


Dorothy L. Gooditis, RMC/MMC/CPM
Township Clerk

ORDINANCE # 05-28
INTRODUCED 7/18/05
FINALLY ADOPTED 9/8/05
TABLED _____