

BOROUGH OF NEW PROVIDENCE

ORDINANCE 2024-14

“AN ORDINANCE PROHIBITING THE FEEDING OF UNCONFINED WILDLIFE IN ANY PUBLIC LOCATION”

BE IT ORDAINED by the Mayor and Council of the Borough of New Providence, County of Union, State of New Jersey that Chapter 133 Article V Section 133-40 titled “Prohibition On Feeding Wild Animals” be deleted and replaced with the following:

Section 133-40. Wildlife Feeding

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 New Providence to protect the environment, 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 consistent 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” means to distribute or scatter any edible material with the intention of feeding or attracting wildlife. Feeding does not include baiting in the legal taking of fish and/or game.

B. “Person” means any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

C. “Wildlife” means any undomesticated animal and includes all organisms that live wild in an area.

SECTION III. Regulated Activities:

No person shall feed, in any public park or on any other property owned or operated by the Borough of New Providence, any wildlife.

SECTION IV. Exemptions:

Exemptions include unconfined wildlife at environmental education centers and feral cats as part of an approved Trap-Neuter-Release program.

SECTION V. Enforcement.

This ordinance shall be enforced by the Police Department, the Borough Administrator, the Public Works Manager or the Zoning Officer.

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

SECTION VI. 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 \$100.00.

SECTION VII. Severability:

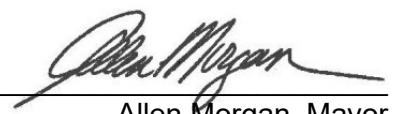
Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not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

SECTION VIII. 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.

Introduced: October 8, 2024
Public Hearing: October 22, 2024
Adopted: October 22, 2024

BOROUGH OF NEW PROVIDENCE
COUNTY OF UNION
STATE OF NEW JERSEY



Allen Morgan, Mayor

Attest:



Denise Brinkofski, Borough Clerk