

## **5-6 PROHIBITION ON FEEDING WILD ANIMALS**

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#### **5-6.1 Purpose**

In order to protect the health, safety and Welfare of Borough residents, and their property and to protect the natural feeding habits of wild animals, the Borough desires to prohibit the feeding of wild animals. By enactment of this section the Borough intends to decrease the contact between humans and wild animals and the detrimental effects that feeding, by humans, of wild animals has on the animals natural feeding habits. The Borough also intends to decrease the incidents of contact between humans and wild animals, and the incidents of automobile accidents involving wild animals in the Borough.

#### **5-6.2 Definitions**

As used in this section:

*Wild animal* shall include any animal which is not normally domesticated in this State including but not limited to deer, foxes, raccoons, opossums, groundhogs and skunks. Wild animal shall not include birds.

#### **5-6.3 Prohibited Actions**

- (a) No person shall feed, bait, or in any manner provide food to any wild animal in the Borough. This prohibition applies to all public and private lands within the Borough.
- (b) No person shall leave or store any refuse, garbage, food product, pet food, animal feed, fruit or grain in a manner that would attract or be attractive to any wild animal.
- (c) No person shall fail to take remedial action to avoid the attraction of, or contact with, wild animals. Such remedial action may include the securing or removal of outdoor trash and outdoor animal and pet feeders.
- (d) This section shall not apply to any agent of the State, County or local government authorized to implement any alternative control method set forth in any approved community based deer management plan and who is in possession of a special deer management permit issued by the New Jersey Division of Fish and Wildlife.

#### **5-6.4 Enforcement**

- (a) The Borough Police, Animal Control Officers, and the Borough Health Department are given full power and authority to enforce this section. Any other person may also enforce this section by filing a complaint with the Borough Police Department.
- (b) The Borough Police, upon witnessing a violation of this section or upon receiving a complaint of a violation by any Borough official, employee, or member of the public, shall issue a letter

advising the resident, business owner, or tenant that a complaint has been received and that a notice of violation will be issued unless the offending action is immediately remedied, or the person receiving the notice can establish to the Police Chiefs satisfaction that no violation has occurred.

- (c) Upon observation or receipt of notice of the failure of the alleged offender to cease and desist; or upon the receipt of a second complaint, or an observation by the Police of a second violation within the same twelve (12) month period, a summons and complaint shall be issued in Municipal Court.
- (d) It is a violation of this section to hinder or interfere with the enforcement of this section by any Borough Official.

### **5-6.5 Penalties**

For each violation of this section, a fine shall issue, and each and every day that a violation continues shall constitute a separate violation. All fees shall be set forth in [Chapter XXIII, Fees](#) of this code.