



2007

**BERGEN COUNTY BOARD OF CHOSEN FREEHOLDERS
ORDINANCE (Second Reading)**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
CALABRESE	✓			
CARROLL	✓			
GANZ	✓			
MCPHERSON	✓			
O'BRIEN	✓			
WAGNER	✓			
PADILLA CHAIRMAN	✓			
TOTALS	7	—	—	—

Ordinance No. 07-19
Date: April 18, 2007
Page: 1 of 2
Subject: Prohibit the Feeding of Wildlife in Public Parks
Purpose: Establishment of Violations and Penalties
Account No. _____
Contract No. _____
Dollar Amount: _____

Offered by: CALABRESE
Seconded by: GANZ
Approved by: [Signature]

Certified as a true copy of Ordinance adopted by the Board of Chosen Freeholders on above date at a Regular Meeting by:

[Signature: Valerie Coniglio]

Valerie Coniglio, Clerk, Board of Chosen Freeholders, Bergen County, New Jersey

AN ORDINANCE TO PREVENT THE PUBLIC FROM FEEDING WILDLIFE

SECTION I: Purpose

The County of Bergen finds that it is in the public's best interest to enact an Ordinance to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the COUNTY OF BERGEN, AND STATE OF NEW JERSEY, 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.

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- a. County Highway – any highway or other thoroughfare operated by the County of Bergen (including a maintenance facility or rest area for such a thoroughfare). For purposes of this Ordinance, a “highway or other thoroughfare” does not include:
 - 1. Any thoroughfare confined to the grounds of one or more buildings; or
 - 2. Any thoroughfare confined to a park or recreational area operated by the County of Bergen.
- b. 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.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to County jurisdiction.
- d. Wildlife – all animals that are neither human nor domesticated.

SECTION III: Prohibited Conduct

No person shall feed, in any public park or on any other property owned or operated by the County of Bergen, 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

This Ordinance shall be enforced by the Bergen County Police Department, along with any State or local police officer, and/or any other County Officials as may be deemed necessary.

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 not to exceed One Thousand Dollars (\$1,000.00).

SECTION VI: Severability

The provisions of this Ordinance are hereby declared to be severable. If any provision, clause, sentence or paragraph of this Ordinance, or the application thereof to any person, establishment or circumstances shall be held invalid, unconstitutional, void, or ineffective for any cause or reason, such invalidity shall not affect the other provisions or application of this Ordinance.

SECTION VII: 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.



COUNTY EXECUTIVE



APPROVED

REJECTED