

**TOWNSHIP OF STILLWATER
SUSSEX COUNTY, NEW JERSEY**

ORDINANCE NO. 2023-11

**AN ORDINANCE TO COMPLY WITH NEW STATE REQUIRED
RESTRICTIONS ON WILDLIFE FEEDING ON PUBLIC PROPERTY**

WHEREAS, the State of New Jersey has mandated that the Township of Stillwater adopt the new restrictions on wildlife feeding on public property owned or controlled by the Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Stillwater as follows:

SECTION 1

The Township Committee of the Township of Stillwater hereby amends the Township Code to add a new Chapter entitled “Wildlife Feeding” as follows:

§ ____-1 Purpose

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

§ ____-2 Definitions

For the purpose of this Chapter, 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 intended to be mandatory and not merely directory or advisory.

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.

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.

§ ____-3 Prohibited Conduct

No person shall feed, in any public park or on any other property owned or operated by the Township of Stillwater any wildlife, excluding confined wildlife (for example, wildlife confined

in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers, or feral cats as part of an approved Trap-Neuter-Release program).

§ ____-4 Enforcement

This Chapter shall be enforced by the State Police, Sheriff Officers and/or other Municipal Code Enforcement Officials of the Township of Stillwater.

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

§ ____-5 Violations and Penalties

Any person(s) who is found to be in violation of the provisions of this Chapter shall be subject to a fine not to exceed \$50.00.

SECTION 2

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 or the resulting Chapter of the Township Code.

SECTION 3

The Township Clerk shall take all necessary action to assure that the Township Code is promptly updated to accurately reflect the current law, policies and practices of the Township of Stillwater.

SECTION 4

This Ordinance shall take effect immediately upon its passage.

FOR TOWNSHIP COMMITTEE OF THE TOWNSHIP OF STILLWATER:

ATTEST:

Lynda Knott, Township Clerk

Lisa Chammings, Mayor

Introduced on: May 16, 2023

Adopted on: June 20, 2023