

BOROUGH OF DEMAREST

COUNTY OF BERGEN

ORDINANCE 1140-2024 – 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 Demarest 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 Demarest 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 Borough's Code Enforcement 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 \$1,000.00.

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.

Attest:



Julie Falkenstern
Acting Municipal Clerk

Approved:



Brian Bernstein
Mayor

Introduced: 6/24/24

Adopted: 7/8/24