

8-2 WILDLIFE FEEDING.

The purpose of this section is to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Borough of Moonachie, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

- a. *Definitions.* For the purpose of this section, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this section clearly demonstrates a different meaning. When not inconsistent with the context, 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.

Feed shall mean 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 shall mean any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

Wildlife shall mean all animals that are neither human nor domesticated.

- b. *Prohibited Conduct.* No person shall feed, in any public park or on any other property owned or operated by the Borough of Moonachie, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers).
- c. *Enforcement.*
1. This section shall be enforced by the Police Department, Board of Health and/or other municipal officials of the Borough of Moonachie.
 2. Any person found to be in violation of this section shall be ordered to cease the feeding immediately.
- d. *Violations and Penalties.* Any person(s) found to be in violation of the provisions of this section shall be subject to a fine not to exceed one thousand (\$1,000.00) dollars.
(Ord. #2005-10)