

TOWNSHIP OF BURLINGTON

ORDINANCE
05-OR-028ORDINANCE AMENDING THE GENERAL ORDINANCES OF THE TOWNSHIP
OF BURLINGTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY
AND SPECIFICALLY SECTION 16:2-5 (FEEDING OF WILD WATERFOWL)

WHEREAS, Section 16:2-5 of the Ordinances of the Township of Burlington contains requirements related to the regulation of the feeding of wild waterfowl; and

WHEREAS, the recently enacted NJDEP Stormwater Management Rules (NJAC 7:8) requires municipalities, through their Municipal Stormwater General Permits, to establish minimum standards for the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Township; and

WHEREAS, the existing ordinance does not meet these minimum standards;

BE IT ORDAINED by the Township Council of the Township of Burlington, County of Burlington and State of New Jersey as follows:

Section 1. The title of Section 16:2-5 is hereby amended to "Feeding Wildlife".

Section 2. Section 16:2-5.1 is hereby amended as follows: "It has been determined that the feeding of wildlife, to include wild waterfowl, in the Township of Burlington contributes to a public health nuisance and creates an adverse impact the quality of the Township's waterways, which is inimical to the health and general welfare of the public.

Section 3. Section 16:2-5.2 is hereby amended as follows: "No person shall feed, cause to be fed or provide food for any wildlife (excluding wildlife confined in zoos, parks, or environmental education centers) in any public park or on any other property owned or operated by the Township of Burlington. For the purposes of this section "wildlife" shall include those undomesticated species of birds commonly known as "swans", "geese", "brants", "ducks", "gulls" or any other type of non-domesticated animals."

Section 4. Section 16:2-5 is hereby amended to add the following additional provision, which shall be designated as Section 5.7 and shall provide as follows:

ENFORCEMENT. This Ordinance shall be enforced by the Police Department of the Township of Burlington.

Section 5. All Ordinances or parts of Ordinances inconsistent with the provisions hereof, are hereby repealed insofar as said inconsistency exists.

Section 6. This Ordinance shall take effect immediately upon final passage and publications required by law.

This Ordinance was introduced at a meeting of the Township Council in the Township of Burlington held on September 27, 2005 and will be considered for final passage after a public hearing at a regular meeting of the Township Council to be held on October 11, 2005 at the Township Municipal Building, Burlington Township, New Jersey at 7:00 P.M.

This will certify that the foregoing Ordinance was passed by a majority of the Burlington Township Council on October 11, 2005.



ANTHONY J. CARNIVALE, JR., RMC
Municipal Clerk



SANDRA V. STEWART
President of Council