

*Township of Berlin, NJ
Wednesday, May 1, 2019*

Chapter 87. Animals

Article VI. Wildlife Feeding

[Adopted 3-14-2005 by Ord. No. 2005-5 (Ch. 55, Art. V, of the 1976 Code)]

§ 87-39. Definitions; word usage.

For purposes of this article, the following terms, phrases, words and their derivations shall have the meanings stated herein, unless their use in the text of this article 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 directory.

AUTHORIZED PERSONS

Persons employed by a zoo, park, rehabilitation center or environmental education center and who, as a responsibility of such employment, are charged with feeding the wildlife that are kept, held, maintained and/or cared for within such establishment.

[Added 11-28-2016 by Ord. No. 2016-21]

CONFINED WILDLIFE

Wildlife confined in a zoo, park, rehabilitation center or environmental education center.

[Added 11-28-2016 by Ord. No. 2016-21]

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, including, without limitation, stray, wild and/or feral dogs and cats, but not including any animal for which a special animal permit has been issued.

[Amended 11-28-2016 by Ord. No. 2016-21]

WILDLIFE

All animals that are neither human nor domesticated.

§ 87-40. Prohibited conduct.

[Amended 11-28-2016 by Ord. No. 2016-21]

It shall be unlawful for any person to feed any wildlife on any property situated within the Township of Berlin, except that authorized persons are not prohibited from feeding any confined wildlife as such term is defined in this article.

§ 87-41. Enforcement.

The Township Property Maintenance Officer shall serve as the local officer responsible for the enforcement of this article and shall call upon any and all other state, county, or local regulatory officials for assistance as needed for the enforcement of this article.

§ 87-42. Violations and penalties.

Any person found to be in violation of this article shall be ordered to cease the feeding immediately. Any person(s) who continues to be in violation of this article, after being duly notified, shall be subject to a fine not to exceed \$25 for the first offense. For a second or subsequent offense, the fine shall not exceed \$100.