

ORDINANCE #8 of 2023

**ORDINANCE OF THE BOROUGH OF TUCKERTON,
COUNTY OF OCEAN, STATE OF NEW JERSEY
AMENDING AND SUPPLEMENTING CHAPTER 253 OF
THE BOROUGH CODE OF THE BOROUGH OF
TUCKERTON ENTITLED "WILDLIFE FEEDING" SO AS
TO REVISE THE REGULATIONS PERTAINING TO THE
FEEDING OF WILDLIFE WITHIN THE BOROUGH OF
TUCKERTON**

BE IT ORDAINED by the governing body of the Borough of Tuckerton, County of Ocean, and State of New Jersey as follows:

SECTION 1. Section 253-3 of Chapter 253 of the Borough Code of the Borough of Tuckerton entitled "Prohibited conduct" is hereby amended and supplemented to read as follows:

§ 253-3. Prohibited Conduct.

A. No person shall feed, in any public park or on any other property owned or operated by the Borough of Tuckerton, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers).

(1) No persons on public or private property shall attract or feed wild or domestic stray animals, including but not limited to Pigeons, Seagulls, Canada Geese, Wild Ducks or other wild animals, including but not limited to Raccoons, Fox, Squirrels, Skunks etc.

(2) This prohibition shall include scattering, broadcasting, dropping or placing any seeds, corn, feed or bread on the ground, decks or docks or any surface not used as a recognized common bird feeder.

B. The feeding of other songbirds and other backyard birds is permitted. Feeding of other songbirds and other backyard birds shall be permitted outdoors at such times and in such numbers that:

(1) Such feeding does not create an unreasonable disturbance that affects the rights of surrounding property owners and renders other persons insecure in the use of their property;

(2) Such feeding does not create an accumulation of droppings on the property and surrounding properties;

(3) such feeding does not become an attractant for rodents or other wild animals; and

(4) Bird feeders are placed at least five feet above the ground.

SECTION 4. If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.

SECTION 5. All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

SECTION 6. No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this ordinance or from other law.

SECTION 7. This ordinance shall take effect after public reading and publication as required by law.

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed by the Borough Council of Tuckerton Borough on first reading at a meeting held on the 18th day of September, 2023. The Ordinance will be considered for second and final reading at a meeting of the Borough Council which is scheduled for the 2nd day of October, 2023 at 7:00 p.m., or as soon thereafter as the matter may be reached, at the Municipal Building located at 420 East Main Street, Tuckerton, New Jersey, at which time the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

DASTI, MURPHY
McGUCKIN, ULAKY,
& CONNORS
COUNSELLORS AT LAW

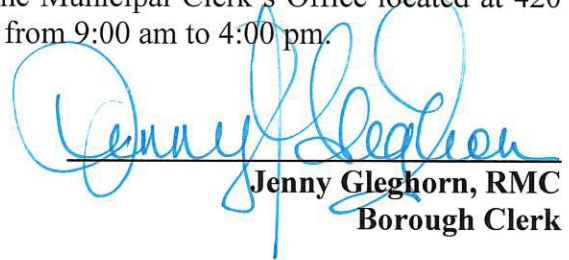
620 WEST LACEY ROAD
FORKED RIVER, N.J. 08731


JENNY GLEGHORN, Clerk/Administrator
Borough of Tuckerton

ORDINANCE #8 OF 2023

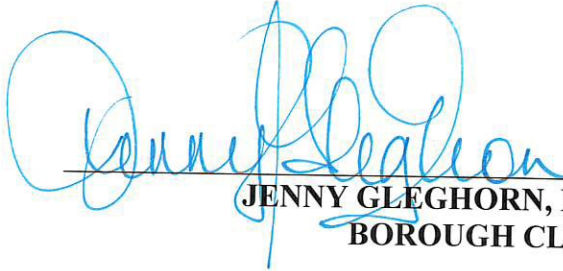
ORDINANCE OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 253 OF THE BOROUGH CODE OF THE BOROUGH OF TUCKERTON ENTITLED "WILDLIFE FEEDING" SO AS TO REVISE THE REGULATIONS PERTAINING TO THE FEEDING OF WILDLIFE WITHIN THE BOROUGH OF TUCKERTON

The Borough of Tuckerton introduced the above ordinance at its September 18, 2023. The Ordinance is amending and supplementing Chapter 253 of the Borough Code of the Borough of Tuckerton entitled "Wildlife Feeding" so as to revised the regulations pertaining to the feeding of wildlife within the Borough of Tuckerton. The Ordinance will be considered on second and final reading at the October 2, 2023 meeting of the governing body. All meetings are held at the Municipal Building located at 420 East Main Street, Tuckerton, NJ, commencing at 7:00 pm. Copies of all ordinances are available at no cost at the Municipal Clerk's Office located at 420 East Main Street, Tuckerton, NJ, Monday and Friday from 9:00 am to 4:00 pm.


Jenny Gleghorn, RMC
Borough Clerk

PUBLIC NOTICE

PLEASE TAKE NOTICE that Ordinance #8 of 2023, an ordinance entitled, **ORDINANCE OF THE BOROUGH OF TUCKERTON, COUNTY OF OCEAN, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 253 OF THE BOROUGH CODE OF THE BOROUGH OF TUCKERTON ENTITLED "WILDLIFE FEEDING" SO AS TO REVISE THE REGULATIONS PERTAINING TO THE FEEDING OF WILDLIFE WITHIN THE BOROUGH OF TUCKERTON** adopted by the Tuckerton Borough Council at a meeting held on October 2, 2023.



**JENNY GLEGHORN, RMC
BOROUGH CLERK**

PASSAGE ON FIRST READING:

MOVED BY: VREELAND

SECOND BY: COLANGELO

VOTE: VREELAND y MARTIN y COLANGELO y
D'AMORE y DUPUIS y PETERSON y

FINAL PASSAGE:

MOVED BY: VREELAND

SECOND BY: COLANGELO

VOTE: VREELAND y MARTIN y COLANGELO y
D'AMORE y DUPUIS y PETERSON y

APPROVED:

Susan R. Marshall
SUSAN R. MARSHALL, MAYOR