

NOTICE OF PENDING ORDINANCE
ORDINANCE #05-11

This ordinance published herewith was introduced and passed upon first reading at a meeting of the Borough Council of the Borough of Oradell, in the County of Bergen and State of New Jersey, held on May 24, 2005. It will be further considered for final passage after public hearing thereon, at a regular Meeting of said Borough Council to be held in the Town Hall, on June 28, 2005, at 7:30 P.M. and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office in said Town Hall to the members of the general public who shall request the same.



IVANA MALEC
Borough Clerk

BOROUGH OF ORADELL

ORDINANCE NO. 05-11

**AN ORDINANCE TO AMEND AND SUPPLEMENT
CHAPTER 240 OF THE CODE OF THE BOROUGH OF
ORADELL SO AS TO INCLUDE A MUNICIPAL
STORMWATER MANAGEMENT PLAN**

WHEREAS, the Borough of Oradell, has adopted §240 of the Code of the Borough of Oradell, entitled "Land Development"; and

WHEREAS, there is a need to amend and supplement said chapter so as to provide for and include a municipal storm water management plan, as required by applicable state regulations.

NOW THEREFORE BE IT ORDAINED by the Mayor and Council of the Borough of Oradell that Chapter 240 of the Code of the Borough of Oradell is amended and supplement so as to add ARTICLE XX, entitled "Borough of Oradell – Municipal Stormwater Management Plan", as follows:

A. 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 Oradell, so as to protect 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

derivations shall have the meanings stated herein unless their use in the text of this Chapter 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 merely directory.

- a. 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.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Wildlife – all animals that are neither human nor domesticated.

SECTION III. Prohibited Conduct:

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

SECTION IV. Enforcement:

- a. This ordinance shall be enforced by the Oradell Police Department and/or such other Borough official as may be designated by the Governing Body of the Borough of Oradell.
- b. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

SECTION V. 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 less than \$100 nor more than \$2,000 or imprisonment for a period not exceeding 30 days, or both.

SECTION VI. 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 VII. 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.

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CHAPTER 240 OF THE CODE OF THE BOROUGH OF
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Introduced: May 24, 2005

Passed 1st Reading: May 24, 2005

Public Hearing: June 28, 2005


Adopted: June 28, 2005

Approved: June 28, 2005


FREDERICK T. LaMONICA, MAYOR

ATTEST:

(SEAL)


IVANA MALEC
Borough Clerk

THIS IS TO CERTIFY that the foregoing ordinance was finally passed and adopted
at the Regular Public Meeting of the Borough Council of the Borough of Oradell, New
Jersey, on June 28, 2005.


IVANA MALEC, BOROUGH CLERK