ARTICLE IV
Wildlife Feeding
[Adopted 3-27-2006 by Ord. No. 2006-04]

§ 43-40. Definitions.

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. The word "shall" is always mandatory and not merely discretionary.

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.

§ 43-41. Prohibited conduct.

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

§ 43-42. Enforcement.

A. This Article shall be enforced by the Police Department, Board of Health and/or Code Enforcement Officer of the Borough of Neptune City.

B. Any person found to be in violation of this Article shall be ordered to cease the feeding immediately.

§ 43-43. Violations and penalties.

Any person(s) who is found to be in violation of the provisions of this Article shall be subject to the penalties set forth in Chapter 1, Article III of this Code.

§ 43-44. Severability.

Each section, subsection, sentence, clause and phrase of this Article is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Article.

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