

95-0151

on Feeding  
Deer

2001-25

AN ORDINANCE CONCERNING THE  
FEEDING OF DEER AND AMENDING  
CHAPTER 13 OF THE "CODE OF  
THE TOWNSHIP OF PRINCETON,  
NEW JERSEY, 1968."

WHEREAS, the Township of Princeton remains concerned with the significant impact of the growth of the white-tailed deer population inhabiting the Princeton community, including deer/vehicle collisions, Lyme disease, the reduction and/or elimination of native plant materials and habitat for other wild animals and the erosion of stream banks, and damage to ornamental plantings within said community; and

WHEREAS, the feeding of deer has been shown to increase the concentration of deer in the area of feeding, thereby increasing the likelihood of deer/vehicle collisions in the vicinity, increasing the local number of nymphal deer ticks, and increasing damage to vegetation and landscaping nearby, and is therefore counterproductive to the Township's goals of reducing the local deer population within the municipality and its impact on the community; and

WHEREAS, the feeding of deer can be detrimental to the overall health and well-being of the deer;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Princeton, as follows:

1. Chapter 13 of the "Code of the Township of Princeton, New Jersey, 1968", which establishes miscellaneous offenses within said Township, is hereby amended by adding provisions to and deleting provisions from section 13-2, which shall read as follows:

***Sec. 13-2. Feeding of deer prohibited.***

No person shall purposely or knowingly, as said terms are defined in Title 2C of the New Jersey Revised Statutes, feed wild white-tailed deer (*Odocoileus virginianus*) in said township, on lands either publicly or privately owned. It shall be presumed that the person is purposely or knowingly feeding deer unless the feed is placed on a platform that is raised at least four feet off the ground or is placed in a feeder whose opening is sufficiently restricted so as to prevent deer from accessing the feed. Nothing in this section shall apply to (1) any agent of the township authorized to implement an alternative control method set forth in any approved community based deer management plan and possessing a special deer management permit issued by the New

Jersey Division of Fish and Wildlife in accordance with the provisions of P.L. 2000, c.46, or (2) any hunter engaging in baiting for the purpose of hunting pursuant to a valid hunting license issued in accordance with the provisions of Title 23 of the New Jersey Revised Statutes.

2. This Ordinance shall take effect upon its passage and publication, as provided for by law.

  
Linda S. McDermott, Clerk

  
Phyllis L. Marchand, Mayor

Adopted: 11/26/01

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2003-15

AN ORDINANCE CONCERNING THE  
FEEDING OF DEER AND AMENDING  
CHAPTER 13 OF THE "CODE OF THE  
TOWNSHIP OF PRINCETON, NEW  
JERSEY, 1968."

WHEREAS, on November 26, 2001, the Township of Princeton adopted Ordinance 2001-25, now codified as Section 13-2 of the "Code of the Township of Princeton, New Jersey, 1968")("Code"), which prohibits the purposeful or knowing feeding of wild white-tailed deer in Princeton Township; and

WHEREAS, said ordinance was the subject of a legal challenge in the Superior Court of New Jersey, Law Division, captioned New Jersey Animal Rights Alliance et al. v. Township of Princeton, Docket No. MER-L-151-02; and

WHEREAS, on January 6, 2003, the Honorable Linda R. Feinberg, A.J.S.C., entered an order upholding Ordinance 2001-25 in its entirety, provided that the portion of the ordinance that refers to a four-foot platform be modified to include a four-foot platform with a lip or a five-foot platform;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Princeton, as follows:

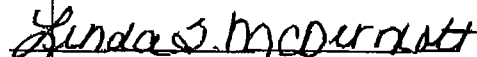
1. Chapter 13 of the "Code of the Township of Princeton, New Jersey, 1968", which establishes miscellaneous offenses within said Township, is hereby amended to read as follows:

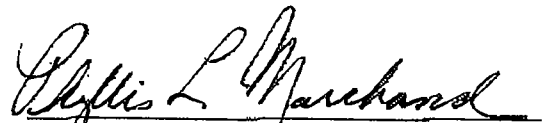
***Sec. 13-2. Feeding of deer prohibited.***

No person shall purposely or knowingly, as said terms are defined in Title 2C of the New Jersey Revised Statutes, feed wild white-tailed deer

(*Odocoileus virginianus*) in said township, on lands either publicly or privately owned. It shall be presumed that the person is purposely or knowingly feeding deer unless the feed is placed on a platform that is raised at least four feet off the ground and has a lip around the edge of the platform, is placed on a platform that is raised at least five feet off the ground, or is placed in a feeder whose opening is sufficiently restricted so as to prevent deer from accessing the feed. Nothing in this section shall apply to (1) any agent of the township authorized to implement an alternative control method set forth in any approved community based deer management plan and possessing a special deer management permit issued by the New Jersey Division of Fish and Wildlife in accordance with the provisions of P.L. 2000, c.46, or (2) any hunter engaging in baiting for the purpose of hunting pursuant to a valid hunting license issued in accordance with the provisions of Title 23 of the New Jersey Revised Statutes.

2. This Ordinance shall take effect upon its passage and publication, as provided for by law.

  
Linda S. McDermott, Clerk

  
Phyllis L. Marchand, Mayor

Adopted: 6/23/03