

§ 23-1.10 Wildlife Feeding.

[1975 Code § 114-4; Ord. No. 071-80; New; Ord. No. 10-2006]

a.

Purpose. The purpose of this subsection is to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by the Borough of Allentown, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

b.

Definitions and Word Usage. For the purpose of this subsection, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this subsection 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.

FEED

Shall mean 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

Shall mean any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

WILDLIFE

Shall mean all animals that are neither human nor domesticated.

c.

Prohibited Conduct. No person shall feed, in any public park or on any other property owned or operated by the Borough of Allentown, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers, or feral cats as part of an approved Trap-Neuter-Release program).

d.

Enforcement. This subsection shall be enforced by the Allentown Police Department and/or other municipal employees of the Borough of Allentown.

e.

Violations and Penalties. Any person violating any of the provisions of this subsection, shall upon conviction thereof, be liable to the penalty stated in Chapter 1, Section 1-5.

