

ORDINANCE NO. 33 OF 2014

AN ORDINANCE AMENDING CHAPTER 196 “NUISANCES” OF THE CODE OF THE CITY OF MARGATE CITY, COUNTY OF ATLANTIC AND STATE OF NEW JERSEY

BE IT ORDAINED, by the Board of Commissioners of the City of Margate, County of Atlantic and State of New Jersey that Margate City Code Chapter 196 shall be amended to ADD the following sections:

SECTION 1: Section 196, Nuisances, shall be amended to ADD Article IV, Release of Balloons as follows:

Section 196-11. Release of Balloons - Purpose and Intent. This article is adopted in order to protect the environment, particularly the wildlife, and the health, safety and well-being of persons and property by prohibiting the release of helium balloons into the atmosphere, including latex and mylar, as it has been determined that the release of balloons inflated with lighter-than-air gases pose a danger and nuisance to the environment, particularly to wildlife and marine animals so as to constitute a public nuisance and may pose a threat to the safety of its inhabitants and their property.

Section 196-12. Prohibited Releases. It shall be unlawful for any person, firm or corporation to intentionally release, organize the release, or intentionally cause to be released balloons inflated with a gas that is lighter than air within the Margate City limits, except for:

- (a) Balloon released by a person on behalf of a governmental agency or pursuant to a governmental contract for scientific or meteorological purposes.
- (b) Hot air balloons that are recovered after launching.
- (c) Balloons released indoors.

Section 196-13. Violations and Penalties. Any person found in violation is guilty of a non-criminal infraction punishable by a fine not to exceed the sum of \$500.00.

SECTION 2: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

SECTION 3: This ordinance shall take effect upon final adoption and publication and in the manner provided by law.

Introduction: November 20, 2014

Enactment:

Board of Commissioners of the City of
Margate City, New Jersey