

**BOROUGH OF CAPE MAY POINT
COUNTY OF CAPE MAY
STATE OF NEW JERSEY**

ORDINANCE NO. 04-2024

**AN ORDINANCE AMENDING THE CODE OF THE
BOROUGH OF CAPE MAY POINT CHAPTER 58 “BEACHES”,
SECTION 14 “PROHIBITED CONDUCT”**

WHEREAS, it is necessary to change the regulations regarding dogs and other animals on the beach and to prohibit drones and kites in certain places and at certain times to be in compliance with U.S. Fish and Wildlife and N.J. Fish and Wildlife requirements for the Borough’s latest Beach Management Plan.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Cape May Point, County of Cape May, State of New Jersey that Chapter 58 “Beaches” of the Code of the Borough of Cape May Point be and is hereby amended as follows (deletions in ~~strike through~~ and additions in underline):

Section 1.

58-14 PROHIBITED CONDUCT.

The following conduct is hereby prohibited, and it shall be unlawful for any person to engage in any of the acts or conduct listed below during the bathing season or at other times if specifically provided for:

- p. To permit dogs or other animals on the beachfront or the waters adjacent thereto or upon any public walk contained on the beachfront from ~~March 15~~ April 1 to October 31.
- q. To fly a drone, a kite or kites of any size, shape or description or to attempt to do so or to propel or cause the movement of any object through the air, whether manually, mechanically or electrically on any protected beach during operating hours and in the precautionary zone, or within 200 meters of posted nesting areas between March 15 and August 31, as designated by U.S. Fish and Wildlife and/or N.J. Fish and Wildlife.

Section 2. All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency. Should any portion of this Ordinance be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this Ordinance.

Section 3. This ordinance shall take effect 20 days after passage and publication, according to law.

Final Adoption	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Busch						
Moffatt						
vanHeeswyk						

ATTEST:

Elaine L. Wallace, Borough Clerk

Catherine Busch, Commissioner

Robert Moffatt, Mayor

Anita vanHeeswyk, Commissioner

FIRST READING: February 8, 2024

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