

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

ORDINANCE NO. 11-2026

AN ORDINANCE AMENDING CHAPTER 113 “NUISANCES, PUBLIC HEALTH” OF THE CODE OF THE BOROUGH OF CAPE MAY POINT

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 113 “Nuisances, Public Health” , Article II “Prohibition Against Bamboo” of the Code of the Borough of Cape May Point be and is hereby amended as follows (deletions in ~~striketrough~~ and additions in underline):

Section 1.

113-5.1 BAMBOO PLANTING PROHIBITED; CONTAINMENT AND REMOVAL.

- b. Duty to confine. In the event any species commonly known as "running bamboo" is located upon any property within the Borough of Cape May Point, prior to the effective date of this prohibition, the owner and occupant of said property shall jointly and severally be required to confine such species to prevent the encroachment, spread, invasion or intrusion of same onto any other private or public property or public right-of-way. In lieu of confining the species, the property owner or occupant may elect to totally remove the bamboo from the property and all affected properties. Failure to properly confine such bamboo shall require removal as set forth below. The cost of said removal shall be at the bamboo property owner's expense. ~~This duty to confine shall not apply if the property owner and/or occupant can establish to the satisfaction of the Code Enforcement Officer that the bamboo which is on his/her property at the time of the adoption of this article originated on another property.~~
- e. Disposal of bamboo. Any property owner or occupant of property that removes bamboo from their respective property shall be required to arrange for private disposal of such bamboo as the Borough of Cape May Point Public Works Department shall not be permitted to remove discarded bamboo from private property.

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 All other ordinances in conflict or inconsistent with this Ordinance are hereby repealed, to the extent of such conflict or inconsistency.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 twenty (20) days after passage and publication, according to law.

Final Adoption	MOTION	SECOND	YES	NO	ABSTAIN	ABSENT
Geiger						
vanHeeswyk						
Yunghans						

ATTEST:

Elaine L. Wallace, Borough Clerk

Elise Geiger, Commissioner

Anita vanHeeswyk, Mayor

Suzanne Yunghans, Commissioner

FIRST READING: June 23, 2026
 1ST PUBLICATION: June 23, 2026
 PUBLIC HEARING
 AND ADOPTION: July 14, 2026
 2ND PUBLICATION: July 14, 2026
 EFFECTIVE DATE: August 3, 2026