

TOWNSHIP OF RARITAN

COUNTY OF HUNTERDON, NEW JERSEY

ORDINANCE NO. #16-22

AN ORDINANCE AMENDING TITLE 6 ENTITLED “ANIMAL CONTROL” BY ADDING NEW CHAPTER 6.08 ENTITLED “DEER MANAGEMENT PROGRAM LOTTERY”.

WHEREAS, the Township Committee of the Township of Raritan has determined that the overpopulation of whitetail deer that exists within the Township represents a threat to the health safety and welfare of its residents; and

WHEREAS, the Township Committee of the Township of Raritan has also determined that the overpopulation of whitetail deer that exists in the Township is causing the degradation of the local environment.

WHEREAS, the Wildlife Management Advisory Committee has recommended that the Township undertake a lottery program for Township residents to allow for archery hunting on certain properties; and

WHEREAS, the Township Committee of the Township of Raritan wishes to reduce the population of whitetail deer through an archery hunting program as proposed by the Wildlife Management Advisory Committee.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Raritan, in the County of Hunterdon, State of New Jersey, as follows:

Section I. Title 6 entitled “Animal Control” of the Revised General Ordinances of the Township of Raritan is hereby amended by the addition of Section 6.08 entitled “Deer Management Program Lottery” to read as follows:

6.08.010 Deer Management Program Lottery.

The Township hereby establishes a Deer Management Program Lottery to award permits to allow archery hunting on certain Township-owned properties on an annual basis. Initially, a total of eleven (11) permits will be awarded as follows:

<u>Property</u>	<u>Block</u>	<u>Lot</u>	<u>Number of Permits Available</u>
Dayton Road Preserve	63.14	23	1
Walnut Brook Preserve (Barton)	13	7	3
Cherryville Hollow Preserve	6.13	51	1
Walnut Brook Preserve (Levico)	25	1	3
Bushkill Brook Preserve (List Road)	15	59	1
Thomason Tract	63	41	2

Thereafter, the number of permits and/or the properties which may be archery hunted pursuant to this Section may be amended by Resolution of the Township Committee.

6.08.020 Application.

A. Any Township resident who wishes to enter the lottery shall submit the following documents as one packet to Raritan Township Public Works, Deer Management Program, 204 Pennsylvania Avenue, Flemington, New Jersey 08822:

1. Completed application form for applicant and alternate(s);
2. Completed liability waiver for applicant and alternate(s);
3. Completed lottery ticket;
4. Copy of current New Jersey Archery License for applicant and alternate(s).

B. Only complete packets will be accepted. All packets must be returned to Raritan Township Public Works by the date indicated on the application.

C. A new application packet must be submitted each year.

6.08.030 Lottery Instructions.

A. The lottery shall be open to all Township residents who hold a valid New Jersey Archery License. Any permits not awarded by lottery shall be sold on a first come, first served basis to residents and non-residents.

B. There shall be no fee for a lottery ticket. Only one lottery ticket per applicant per property may be submitted. Alternates do not submit lottery tickets.

C. The applicant may be drawn for more than one property.

D. If an applicant is drawn for more than one property, he or she may elect to vacate any or all of the additional properties awarded to him or her.

E. If a property becomes available due to a lottery winner vacating his or her award, a replacement hunter shall be drawn for that property.

F. Each applicant may designate up to three (3) alternates in his or her application. If an applicant is permitted to hunt through the lottery, his or her designated alternate(s) shall be allowed to hunt on the awarded property in the applicant's absence, or on a property with the successful applicant if the applicant is awarded more than one permit for that property. At no time shall the number of hunters on the property exceed the number of permits issued for that property.

G. Alternates are subject to the same Deer Management Program Rules as the original permit holder.

H. Alternates must complete the alternate application and submit it, together with the completed liability waiver and a copy of his or her current New Jersey Archery License, with the applicant's application packet.

I. An applicant who is awarded a permit pursuant to this Section must complete the deer management survey by the date indicated thereon, and must include all deer harvested by his or her alternate(s).

6.08.040 Permits; Fees

A. An applicant who is chosen in the lottery must obtain a permit prior to hunting on the awarded property. A permit must be obtained for each successful award, i.e. each different property or each award on the same property. The fee for each permit shall be \$100.00.

B. An applicant may elect to vacate his or her award, or may vacate any or all additional properties awarded to him or her. The failure to pay the permit fee within the required time shall be deemed a vacation of the award, and a replacement hunter shall be chosen.

C. Permits awarded by lottery shall be valid for one year. New permits shall be awarded by lottery on an annual basis.

6.08 Compliance.

A. An applicant who is awarded a permit pursuant to this Section, and his or her alternate(s), must comply with all applicable laws, regulations, ordinances and deer management program rules, as same may be amended from time to time.

B. Failure of an applicant or his or her alternate(s) to comply with any all applicable laws, regulations, ordinances and deer management program rules shall result in forfeiture of any awarded permit or permits for that year, and, in the discretion of the Raritan Township Public Works Deer Management Program, may further result in disqualification of applicant and/or his or her alternate(s) from further participation in the Raritan Township Deer Management Program lottery.

Section III. If any article, section, subsection, sentence clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

Section IV. In the event of any inconsistencies between the provisions of this Ordinance and any prior Ordinance of the Township of Raritan, the provisions hereof shall be determined to govern. All other parts provisions of the Revised General Ordinances of the Township of Raritan are hereby ratified and confirmed, except where inconsistent with the terms hereof.

Section V. This Ordinance shall take effect upon final passage and publication according to law.

ATTEST:

**TOWNSHIP COMMITTEE OF
TOWNSHIP OF RARITAN**

William Bray
Acting Township Clerk

Karen Gilbert
Mayor

NOTICE OF PENDING ORDINANCE

PLEASE TAKE NOTICE that the foregoing Ordinance was introduced at a Township Committee Meeting by the Township Committee of the Township of Raritan on November 14, 2016 the same was then ordered to be published according to law with a public hearing and a vote scheduled for the meeting of Dec. 6, 2016 beginning at 7:00 p.m. at the Municipal Building, One Municipal Drive, Flemington, New Jersey at which time all interested persons will be heard

William Bray
Acting Township Clerk

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor	X		X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			