

CITY OF BRIGANTINE  
ORDINANCE NO. 17 OF 2017

AN ORDINANCE AMENDING CHAPTER 220 OF THE CODE OF THE CITY  
OF BRIGANTINE AS THE SAME RELATES TO NUISANCES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRIGANTINE  
IN THE COUNTY OF ATLANTIC AND STATE OF NEW JERSEY THAT  
BRIGANTINE CITY CODE CHAPTER 220 SHALL BE AMENDED TO ADD  
THE FOLLOWING SECTIONS:

SECTION I: Section 220 shall be amended to add Article VII, Release of Balloons as follows:

**Section 220-29: 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 220-30-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 with the City of Brigantine limits except for:

- (a) Balloon released by a person on behalf of a government 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 220-31 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SECTION II: All Ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency only.

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

INTRODUCTION: April 5, 2017  
ADOPTION: April 19, 2017

ATTEST:

MAYOR PHILIP J. GUENTHER

Lynn Sweeney, RMC, City Clerk

RECORD VOTE OF COUNCIL ON FINAL PASSAGE

COUNCIL MEMBERS	Y	N	NV	AB
GUENTHER	✓			
SIMPSON ✕ ✕	✓			
SERA	✓			
BEW ✕	✓			
RIORDAN	✓			
HANEY				✓
DeLUCRY	✓			✓

X-INDICATES VOTE NV=NOT VOTING AB=ABSENT