

Town of Hammonton
Ordinance #028-2019

ORDINANCE TO AMEND CHAPTER 184, ARTICLE I AND II OF THE GENERAL ORDINANCES OF TOWN OF
HAMMONTON

WHEREAS, the release of balloons inflated with lighter-than-air gases, such as helium, poses a danger and nuisance to the environment, particularly to wildlife and marine animals; and

WHEREAS, it is in the public interest for the Town of Hammonton to take action when appropriate in order to protect the quality of the environment; and

WHEREAS, the release of balloons inflated with lighter-than-air gases poses a nuisance and potential danger to the environment.

NOW, THEREFORE, BE IT ORDAINED by Town Council for the Town of Hammonton, County of Atlantic and State of New Jersey as follows:

1. Chapter 184, Article I, Section 1, Subsection B, the following terms are added:

AERIAL LUMINARY LANTERN

Any device designed to be airborne upon release into the environment regardless of fuel source including sky lanterns.

BALLOON

A bag made of thin rubber or other like material inflated with air or with a lighter- than-air gas.

SKY LANTERNS

Airborne paper lanterns that are constructed of oiled rice paper on a bamboo frame, and contain a small candle or fuel cell composed of a waxy flammable material.

2. Chapter 184, Article I, a new Section 19 is added which reads as follows:

§184-19 Balloons, Sky Lanterns and Aerial Luminary Lanterns

- A. It shall be unlawful for any person, firm, corporation or organization to intentionally release, organize the release of, or intentionally cause to be released untethered sky lanterns or aerial luminary lanterns or similar devices.
- B. It shall be unlawful for any person, firm, corporation or organization to intentionally release, organize the release of, or intentionally cause to be released balloons inflated with air or a gas that is lighter-than-air within the Town of Hammonton except:

- (1) Balloons released for a specific scientific or meteorological purpose by a governmental agency pursuant to a governmental contract or by a recognized educational institution;
- (2) Balloons which are tethered and retrieved by the releaser;
- (3) Hot air balloons which are designed to be and which are recovered; and
- (4) Balloons which are released indoors and which are not subject to be released into the atmosphere.

3. Chapter 184, Article I, the Sections are renumbered as follows: Former

<u>Section</u>	<u>New Section</u>
§184-19	§184-20
§84-20	§184-21

4. Chapter 184, Article II, the Sections are renumbered as follows: Former

<u>Section</u>	<u>New Section</u>
§184-21	§184-22
§184-22	§184-23
§184-23	§184-24
§184-24	§184-25
§184-25	§184-26
§184-26	§184-27

5. Chapter 184 the Table of Contents at the beginning of the Chapter is Amended to reflect the changes in this Ordinance.


BE IT FURTHER ORDAINED, that if any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, that any Ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and


BE IT FURTHER ORDAINED, that this Ordinance shall take effect following adoption and approval in the time and manner prescribed by law.

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced in and passed the first reading at a meeting of Town Council of the Town of Hammonton, County of Atlantic and State of New Jersey held on November 18, 2019, and said Ordinance will be further considered for final passage and adoption at a public hearing to be held at the Municipal Building located at 100 Central Avenue, Hammonton, NJ 08037, on December 16, 2019, at 7:00 PM or as soon thereafter as the matter may be reached.

Introduced: November 18, 2019
Adopted: December 16, 2019



Frank Zuber, Town Clerk



Stephen DiDonato, Mayor