

## **ORDINANCE #19-2021**

### **ORDINANCE OF THE BOROUGH OF CLAYTON AMENDING CHAPTER 116, SANITATION, SECTION 116-4, KEEPING OF ANIMALS, AND SECTION 116-5, KEEPING OF FOWL, OF THE CODE BOOK OF THE BOROUGH OF CLAYTON**

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Council of the Borough of Clayton, County of Gloucester and State of New Jersey that the governing body does hereby amend Chapter 116, Sanitation, as follows:

**Section 1.** Section 116-4, Keeping of Animals, is hereby amended to read:

No person shall allow any ducks, geese, fowl, cattle, swine, goats or horses to run at large in the Borough of Clayton, and no person shall keep or permit to be kept any fowl, duck, geese, cattle, swine, goats or horses unless the lot area is a minimum of two (2) acres and the keeping of such fowl, duck, geese, cattle, swine, goats or horses is permitted within the applicable zoning district per Chapter 88. Any person in violation of any provision of this section shall pay a fine of \$50.

**Section 2.** Section 116-5, Keeping of Fowl, is hereby amended to read:

- A. The keeping of fowl shall not be permitted on any property in the Borough of Clayton unless it is within the Agricultural/Low Density Residential District and the keeping of such fowl has been approved by a determination of the Borough of Clayton Planning Board and the keeping of such fowl is in compliance with §88-8(B)(1)(b).
- B. Where permitted under §116-5(A) above, all houses, buildings or enclosures wherein chickens or fowl are kept must be maintained in a clean manner and remain free from all foul odors, and all such houses or enclosures must not be situate within 50 feet of a dwelling house, living quarters or residence of any neighbor or neighbors. Any person or persons in violation of the provisions of this section shall pay a fine not exceeding \$50.

**Section 3.**     **Repealer**

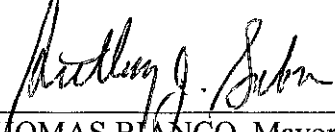
All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

**Section 4z.**     **Severability**

Each section of this Ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective, shall not be deemed to affect the validity or constitutionality of any other sections or parts hereof.

**BE IT FURTHER ORDAINED** that this Ordinance shall take effect immediately upon final passage and publication as required by law.

BOROUGH OF CLAYTON

  
\_\_\_\_\_  
THOMAS BIANCO, Mayor

Council President

Attest:

  
\_\_\_\_\_  
CHRISTINE NEWCOMB, Borough Clerk

**NOTICE OF INTRODUCTION**  
**BOROUGH OF CLAYTON, NEW JERSEY**

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SANITATION, SECTION 116-4, KEEPING OF ANIMALS, AND SECTION 116-5,  
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**TAKE NOTE** that the foregoing ordinance was introduced at a meeting of the Mayor and Council of the Borough of Clayton held on September 9, 2021 and was then read for the first time. The said ordinance will be further considered for final passage by the Mayor and Council at the Municipal Building, 125 N. Delsea Drive, Clayton, New Jersey, at a meeting beginning 6:30 p.m. on October 14, 2021, at which time and place, or any time and place to which such meeting be adjourned, all persons interested will be given an opportunity to be heard concerning such ordinance.

**BY ORDER** of the Mayor and Council of the Borough of Clayton.

Christine Newcomb  
Borough Clerk

**NOTICE OF ADOPTION**

**BOROUGH OF CLAYTON, NEW JERSEY**

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The foregoing Ordinance was finally adopted by the Mayor and Council of the Borough of Clayton on October 14, 2021.

Christine Newcomb  
Borough Clerk