

**EXPLANATION:** This Ordinance amends Chapter XVI of *The Revised General Ordinances of the Township of Warren* entitled "Zoning" by the addition of Subsection 16.-5.37 entitled "Keeping of Fowl".

**TOWNSHIP OF WARREN  
ORDINANCE NO. 12 – 22**

**AN ORDINANCE AMENDING CHAPTER XVI ENTITLED "ZONING", SECTION 16- 5 ENTITLED "GENERAL REGULATIONS" BY ADDING NEW SUBSECTION 16 – 5.37 ENTITLED "KEEPING OF FOWL'.**

**BE IT ORDAINED** by the Township Committee of the Township of Warren, County of Somerset, State of New Jersey that Chapter XVI of *The Revised General Ordinances of the Township of Warren* entitled "Zoning" is hereby amended as follows:

**SECTION I.** Section 16 –5 is entitled "General Regulations" is hereby amended by adding new subsection 16-5.37 entitled "Keeping of Fowl." The new subsection shall read as follows:

**16-5.37 Keeping of Fowl.**

**a. For the purposes of this section, "Fowl" shall be defined as chickens, turkeys, pigeons, ducks, geese or other undomesticated bird kept for its eggs or flesh.**

**b. Fowl may be kept principally for home use and consumption of such fowl or their products, or for sale of such fowl or their products where such sales are incidental, subject to the following requirements:**

**1. Minimum Lot Size.** A minimum lot size of one and one-half (1 ½) acre is required to keep fowl pursuant to this section. Fowl may only be kept in the following zones:

**A.R-65 1 ½ Acre Residential**

**B. ECR – Environmental Critical Rural Residential District**

**C. CR-130/65 3-1 ½ Acre Environmental Critical Rural Residential District**

**D. EP-250 6 Acre Residential Environmental Protection**

**2. Number of Allowable Fowl.** No more than six fowl may be kept on any parcel that meets the minimum lot size. For each additional one acre, four additional fowl may be kept.

**3. Roosters and cockerels.** Mature roosters and cockerels are prohibited.

**4. Shelters.** All fowl kept pursuant to this section must be kept in a suitable shelter or coop.

**A. All shelters or coops must have a floor impervious to moisture, and must be waterproof, free from rats and vermin, and properly ventilated and lighted.**

**B. All shelters and coops shall be located at least 50 feet from any door or window of any residential building and at least 50 feet from any property line.**

**C. All shelters and coops must be kept in a clean and sanitary condition, open to inspection by the Township.**

**c. Free ranging prohibited.** All fowl permitted pursuant to this section shall be kept in a fenced area. No free ranging shall be permitted.

**d. Noise.** All fowl kept pursuant to this section shall be subject to the provisions of Chapter III, General Police Regulations, Section 3-2.

**e. Penalty.** Any person owning, keeping or maintaining any fowl pursuant to this section, who violates or refuses to comply with the provisions of this section 16-5.37, shall be liable for a penalty as prescribed in Chapter XVI, Zoning, section 16-27.

e. Penalty. Any person owning, keeping or maintaining any fowl pursuant to this section, who violates or refuses to comply with the provisions of this section 16-5.37, shall be liable for a penalty as prescribed in Chapter XVI, Zoning, section 16-27.

f. Farmland Assessment. Nothing in this subsection shall be construed to apply to any property owner whose property has qualified for farmland assessment under the provisions of N.J.S.A. 54:4-23.1 et seq. by the Tax Assessor of the Township of Warren.

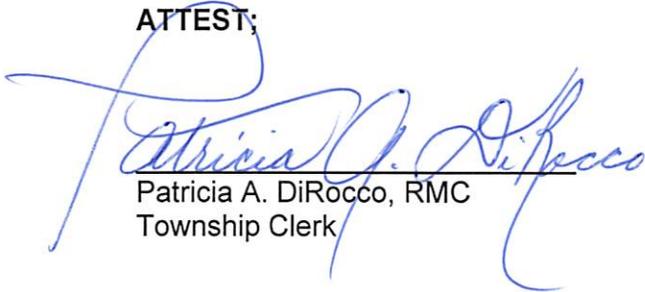
**SECTION II.** If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

**SECTION III.** In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township of Warren, the provisions hereof shall be determined to govern. All other parts, portions and provisions of *The Revised General Ordinances of the Township of Warren* are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**SECTION IV.** This Ordinance shall take effect immediately upon final passage and publication according to law.

Note to Codifier: Deleted provisions indicated by brackets [ ].  
New provisions indicated in underline \_\_\_\_\_.

ATTEST;

  
Patricia A. DiRocco, RMC  
Township Clerk

TOWNSHIP OF WARREN

By:   
Carolann Garafola, Mayor

INTRODUCED            November 15, 2012  
ADOPTED                December 13, 2012  
EFFECTIVE              December 20, 2012