

**“AN ORDINANCE OF THE BOROUGH OF LAKEHURST, COUNTY OF OCEAN  
STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE REVISED  
GENERAL ORDINANCES OF THE BOROUGH, CHAPTER V, ENTITLED “ANIMAL  
CONTROL”, BY ADDING SECTION 14”**

**#2022-14**

**WHEREAS**, the Borough of Lakehurst has adopted an Ordinance to enhance the quality of life for residents, making their municipality a better home; **and**

**WHEREAS**, the Borough of Lakehurst seeks to supplement Chapter 5 of its General Ordinances by adding section 14; **and**

**WHEREAS**, pursuant to N.J.S.A. 40:48-2, a municipality may make, amend, repeal, and enforce ordinances not contrary to the laws of this State or of the United States, as it may deem necessary and proper for order and protection of persons and property, and for the preservation of the public health, safety, and welfare of the municipality and its inhabitants; **and**

**WHEREAS**, farm animal(s) may create noxious odors from its manure and create rat infestation problems and an increase of flies; **and**

**WHEREAS**, the Borough of Lakehurst is approximately one square mile and consists mainly of residential neighborhoods and small business districts recognizes the need to eliminate this nuisance.

**NOW THEREFORE BE IT ORDAINED** by the Lakehurst Borough Council that the within sections make it unlawful to have in his or her possession or under his or her control any farm animals as defined below:

**Chapter 5** is hereby amended to include **Section 14** titled “FARM ANIMALS” as follows:

**I.**

**5-14.1. Definitions.**

Farm animals shall mean and include goats, horses, ponies, sheep, swine, cattle, and other domesticated hoofed animals which have historically been used in the production of agriculture.

**5-14.2. Prohibition.**

No person or other entity shall possess, keep, or maintain any farm animal(s) in the Borough of Lakehurst except in the case of an existing owner of a farm animal(s) who shall be permitted to continue to raise their farm animal(s) on the following conditions:

- a. Existing Farm Animal Owners must register their farm animal(s) with the Borough Clerk within thirty (30) days of the passing of this Ordinance.
  - (i) There shall not be any fees associated with registering an existing farm animal.
- b. Existing farm animal owners shall not be permitted to acquire new farm animals.
- c. Existing farm animal owners shall not be permitted to breed its existing farm animals.

**5-14.3. Harboring.**

Existing farm animal owners shall fence or pen their farm animals. All places where animals are kept shall be maintained in a clean and sanitary condition.

- a. Farm animals shall remain confined if left unattended. Farm animals which are found running at large shall be guilty upon proof of a violation by the property owner of the provisions of this article.
- b. All manure or offensive organic refuse shall be kept or stored at least 50 feet from the nearest structure on adjacent properties.

**5-14.4. Violations and penalties.**

The owner of a farm animal(s) who is found by clear and convincing evidence to have violated this chapter or applicable State law, or any rule or regulation adopted pursuant to either, or to have failed to comply with a Court's order shall be subject to a fine of not more than \$500.00 per day of the violation, and each day's continuance of the violation shall constitute a separate and distinct violation. The Municipal Court shall have jurisdiction to enforce this section. An Animal Control Officer is authorized to seize and impound any existing farm animal(s) whose owner fails to comply with the provisions set forth above or a Court order. The Municipal Court may order that the farm animal(s) be so seized, impounded or destroyed in an expeditious and humane manner.

**II.** All sections of Chapter 5 not amended hereunder shall remain in full force and effect.

**III.** In the event any section, part or provision of this Ordinance shall be held unconstitutional or in valid by any Court, such holding shall not affect the validity of this Ordinance or any remaining part of this Ordinance other than the part held unconstitutional or invalid.

**IV.** All ordinances or parts thereof which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of their inconsistencies.

V. This Ordinance shall take effect immediately upon its final passage and publication as required by law.

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Harry Robbins, Mayor

**NOTICE**

**NOTICE IS HEREBY GIVEN** that an ordinance #2022-14 entitled “AN ORDINANCE OF THE BOROUGH OF LAKEHURST, COUNTY OF OCEAN STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE BOROUGH, CHAPTER V, ENTITLED “ANIMAL CONTROL”, BY ADDING SECTION 14” was finally adopted after a public hearing and Council approval at a meeting of the governing body held on the 15th day of December, 2022.

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Maryanne Capasso, RMC  
Municipal Clerk