

BOROUGH OF EMERSON

COUNTY OF BERGEN

NOTICE OF INTRODUCTION

ORDINANCE 1665-23

Introduced: January 17, 2023

NOTICE IS HEREBY GIVEN that the following proposed Ordinance was introduced and passed on first reading at the Regular meeting of the Borough Council of the Borough of Emerson on the 17th day of January, and that said proposed Ordinance will be further considered for final passage at the meeting of said Borough Council to be held on the 7th day of February, 2023 at 7:30 p.m., or as soon thereafter as said matter can be heard at the Municipal Building, Linwood Avenue, Emerson, New Jersey, at which time and place all persons who may be interested therein shall be given an opportunity to be heard concerning same.

**AN ORDINANCE TO AMEND CHAPTER 291 ANIMALS,
ARTICLE III KEEPING OF POULTRY OR OTHER FOWL**

Article III

Keeping of Poultry or Other Fowl

[Adopted 12-8-2011 by Ord. No. 4-11]

§ 291-6 License or permit required.

No person shall keep or maintain any live poultry, or fowl, even for noncommercial purposes, without first having obtained a license or permit for that purpose from the Board covering the premises intended to be so used. Limit of 5 (five) chickens, no crowing roosters permitted.

§ 291-7 Confinement in coops or runs.

All live poultry shall be confined in coops or runs.

§ 291-8 Location of coops and runs.

All coops and runs shall be located outside of and completely apart from any building used wholly or in part for dwelling purposes, in which people congregate or used as a food or eating establishment. Chickens will need to be constrained to protect chickens.

§ 291-9 Floors or coops.

All coops shall be provided with concrete floors or any other suitable material, as approved by the Board of Health.

§ 291-10 Roosts; drop boards.

A sufficient number of roosts to provide roosting space for each individual specimen of poultry or fowl kept in said coop and a sufficient number of properly placed drop boards beneath each roost, to catch all droppings excreted by the said poultry or other fowl while in the roost, shall be provided.

§ 291-11 Coops and runs to be kept clean; periodic inspection.

All coops and runs and the entire surroundings of all such places shall be kept clean at all times and shall be subject to periodic inspection by the Health Officer of the Borough, or his representative.

§ 291-12 Disinfection of coops and runs.

Coops and runs shall be disinfected or otherwise treated, when so directed by the Board. Coops need to be stripped and cleaned twice (2x's) a month. (Minimum)

§ 291-13 Care of floors.

The floors of all coops shall be kept clean and dry at all times.

§ 291-14 Removal of droppings.

All of the droppings must be removed from the premises, disposed of via cartage company at least once each week.

§ 291-15 Food.

All food for immediate consumption shall be placed in suitable feed troughs, or similar containers, and all other food shall be stored in ratproof containers at all times.

§ 291-16 Sale of live poultry not authorized.

The provisions of this article shall not be deemed to authorize the keeping of live poultry for sale or for the preparation for sale. Sale of eggs will not be permitted.

§ 291-17 Crowing roosters or chattering fowl prohibited.

No person shall keep any crowing roosters and/or guinea hens, or screaming or chattering fowl.

§ 291-18 Flying or running at large prohibited.

No live poultry or other fowl shall be permitted to fly or run at large.

§ 291-19 Setbacks required.

Initial permit and inspection will be required by the Borough, by a Borough Official to insure compliance. Initial fee will be higher with lesser amounts in subsequent renewal years. No coop or run shall be located within 100 feet of any dwelling unit, or place where people congregate, or within 400 feet of any food or eating establishment or within 100 feet of any property line.

§ 291-20 Number of poultry per three square feet of floor space.

No person can keep more than one individual specimen of poultry or fowl in any coop for each three square feet of usable floor space within said coop.

§ 291-21 Scattered food prohibited.

No poultry food shall be scattered about any premises.

§ 291-22 Keeping of Poultry.

Will be done in a manner consistent with odor, noise or any other vermin.

ATTEST:

Jane Dietsche, RMC, Borough Clerk

Mayor Danielle DiPaola