

ORDINANCE #2018-08

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 6 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF HARVEY CEDARS, 1975, ENTITLED “ANIMALS” AS IT PERTAINS TO LIVESTOCK

WHEREAS the Board of Commissioners of the Borough of Harvey Cedars is obligated from time to time to review and update existing ordinances that are inconsistent and/or outdated; and

WHEREAS the Board of Commissioners has an obligation to effectively maintain the peace and quiet enjoyment of everyday life within its borders by establishing regulations regarding farm animals.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Borough of Harvey Cedars, as follows:

Section 1. Section 6-1 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Definitions” is hereby amended by supplementing the following:

Fowl means any feathered bird customarily found on a farm including, but not limited to roosters, chickens, hens, chicks, quails, turkeys, geese, ducks, emus, ostriches, and pigeons.

Livestock means any animal customarily found on a farm or typically raised for use and sale, including, but not limited to swine, pigs, hogs, sheep, bull, cows, calves, heifers, llamas, camels, goats, horses, alpacas, donkeys, mules, or ponies.

Section 2. Section 6-1 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Definitions” is hereby amended by amending the following definition in its entirety:

Nuisance means conduct by any animal that disturbs the peace, including habitually or continually howling, barking, crowing or making loud noises, and habitually and significantly destroying property.

Section 3. Section 6-5 of the Revised General Ordinances of the Borough of Harvey Cedars, 1975, entitled “Livestock and Fowl” is hereby supplemented as follows:

6-5 LIVESTOCK AND FOWL.

It shall be unlawful for any person, firm or corporation to keep, stable, breed or quarter livestock or fowl within the corporate limits of the Borough of Harvey Cedars.

This prohibition shall not include the keeping of cats, dogs or other domestic animals within the limits of the Borough as permitted by any other section of this chapter.

Section 4. If any provision, section, subsection, or paragraph of this ordinance shall be declared to be unconstitutional, invalid or inoperative, in whole or in part, by a Court of competent jurisdiction, such provision, section, subsection, or paragraph shall, to the extent that it is not unconstitutional, invalid or inoperative, remain in full force and effect, and no such determination shall be deemed to invalidate the remaining provisions, subsections, or paragraphs of this ordinance.

Section 5. This Ordinance shall take effect upon final adoption after publication in accordance with law.

ADOPTED ON: June 21, 2018