BOROUGH OF HOPATCONG

ORDINANCE #01-2017

AN ORDINANCE OF THE BOARD OF HEALTH OF THE
BOROUGH OF HOPATCONG, COUNTY OF SUSSEX AND
STATE OF NEW JERSEY AMENDING CHAPTER 248 OF
THE BOROUGH CODE ENTITLED “ANIMALS”

BE IT ORDAINED by the Board of Health of the Borough of Hopatcong, in the County of Sussex and State of New Jersey that Chapter 248 entitled “Animals” is hereby amended as follows:

SECTION I. Chapter 248 entitled “Animals” is hereby amended, supplemented and revised by deleting §248-24(A)(3) and §248-24(D) in their entirety and replacing same as follows:

§248-24. Keeping and housing of wild or farm animals.

A. Definitions:

(3) Class III. An animal of Class III within the meaning of this §248-24 is a cow, sheep, pig (not including potbellied pigs which are exclusively raised and kept inside a residential home as a domestic pet), goat or any other animal commonly referred to as “livestock.”

D. The following provisions apply to animals, other than dogs and cats that are commonly kept and maintained as “household pets”:

(1) All animals commonly kept in a cage in a residence, such as gerbils, hamsters, guinea pigs, canaries, turtles, rabbits, parakeets and similar animals are excluded from regulation by this Chapter. Owners of these animals shall abide by all applicable state laws and regulations pertaining to said animals.

(2) A person may maintain not more than two (2) potbellied pigs inside a residential home as domestic pets. All of the provisions of this Chapter applicable to dogs concerning licensing, tags, vaccination, running at large, and impoundment shall be applicable to potbellied pigs maintained as domestic pets within the Borough.

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 Borough, the provisions hereof shall be determined to govern. All other ordinances of the Borough 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.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Board of Health of the Borough of Hopatcong held on January 18, 2017, at 7:00 p.m. and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Board of Health to be held on February 1, 2017, at 7:00 p.m., or as soon thereafter as the Board of Health may hear this Ordinance at the Municipal Building, 111 River Styx Road, Hopatcong, New Jersey 07843, at which time all persons interested may appear for or against the passage of said Ordinance.

Catherine Schultz
Borough Clerk

CERTIFICATION

I, Catherine Schultz, Clerk of the Borough of Hopatcong, do hereby certify that the Board of Health of the Borough of Hopatcong duly adopted the foregoing Ordinance on the 1st day of February 1, 2017.

Catherine Schultz, Clerk
Borough of Hopatcong

Frank Padula, BOH President

Introduced: January 18, 2017
Adopted: February 1, 2017