

**BOROUGH OF RED BANK
COUNTY OF MONMOUTH
STATE OF NEW JERSEY**

ORDINANCE NO. 2024-19

**ORDINANCE AMENDING ARTICLE II: “POULTRY; FOWL” OF CHAPTER 731: “ANIMALS”
TO MODIFY THE CONDITIONS OF KEEPING POULTRY AND FOWL IN THE BOROUGH.**

WHEREAS, the Borough of Red Bank (the “Borough”) permits the keeping of poultry and fowl within its limits, subject to certain conditions and the obtaining of a permit therefor; and

WHEREAS, the Borough’s Animal Welfare Advisory Committee has recommended certain amendments to Chapter 731: “Animals” of the Borough Code to better regulate and provide for the keeping of poultry and fowl within the Borough;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Red Bank, County of Monmouth, State of New Jersey, that Article II: “Poultry; Fowl” of Chapter 731: “Animals” of the Borough’s Revised General Ordinances is hereby amended as follows (~~stricken~~ text deleted; underlined text added):

CHAPTER 731: “ANIMALS”

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ARTICLE II: “POULTRY; FOWL”

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§ 731-3 Keeping of Poultry or Fowl.

- A. No chicken, hen, rooster, bantam hen, bantam rooster, mixed bantam hen, mixed bantam rooster, pigeon, duck, drake, goose, gander, guinea hen, guinea rooster and no other fowl or poultry, whether or not the same is kept and maintained for domestic, or other purposes and use, shall be kept or maintained inside of, or within ~~40~~twelve (12) feet of any house, dwelling or ~~store~~other inhabited structure within the limits of the Borough except as hereinafter provided.
- B. No less than four (4) and no more than twelve (12) of any of the fowl or poultry described in Subsection A of this section shall be kept, maintained or permitted on the land of any owner or by any tenant, lessee or occupant thereof, without a written permit issued by the Board of Health under such reasonable terms and conditions as the Board may prescribe. Notwithstanding the foregoing, no roosters of any kind shall be permitted to be kept within the Borough.
- C. Any fowl or poultry described or referred to in Subsections A and B of this section shall be kept and maintained in a pen, coop, yard or enclosure in such manner as will prevent their escape or running at large.

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§ 731-4 Poultry Market and Slaughterhouse.

A. Permit Required.

- (1) No person shall, within the Borough, maintain a live poultry market; engage in the sale of live poultry or conduct a private poultry slaughterhouse, without a permit. An application for such a permit shall be made to the Board of Health and will not be issued unless the site, plans and specifications of the proposed poultry market and slaughterhouse shall be first approved by the Board in accordance with the provisions hereinafter set forth.
- (2) A permit to maintain a live poultry market, engage in the sale of live poultry or to slaughter poultry in a private slaughterhouse will be issued by the Board of Health on payment of a fee of \$5, and the permit shall expire at the end of one year from January 1, and shall be renewed annually.
- (3) No permit shall be granted unless the place of the poultry market and slaughterhouse shall be on the ground floor and only to be used for the keeping and marketing of live poultry and for the slaughter thereof.

B. Site location.

- (1) The site for a live poultry market must be located at least 100 feet from any structure used exclusively as a church, school, library, hospital or other public institution.
- (2) The site must be located at least 50 feet from any building in which food is manufactured.

C. Sale of Poultry and/or Eggs.

- (1) No live poultry, ~~in crate lots,~~ or eggs shall be sold to any person unless such person is authorized to handle and deal in live poultry by permit granted for that purpose by the Board of Health.
- (2) No live poultry or eggs shall be sold within the Borough by itinerant vendors, nor upon any land for which a permit for the keeping of poultry and/or fowl has been issued by the Borough under Section 731-3 hereinabove.


D. Private slaughterhouses. Private slaughterhouses for the slaughter of poultry shall be slaughterhouses conducted by a person engaged in the slaughter of poultry for their own private retail trade.

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BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Red Bank that any ordinances or portions thereof which are inconsistent with the provisions of this Ordinance are hereby repealed as of the effective date of this Ordinance. All other provisions of the Revised General Ordinances are ratified and remain in full force and effect.

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Red Bank that if any provision of this Ordinance or the application of such provision to any person or circumstance is declared invalid, such invalidity shall not affect the other provisions or applications of this Ordinance which can be given effect, and to this end, the provisions of this Ordinance are declared to be severable.

BE IT FURTHER ORDAINED by the Mayor and Council of the Borough of Red Bank that this Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

INTRODUCTION						COUNCILMEMBER	FINAL ADOPTION					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				KRISTINA BONATAKIS			X			
		X				DAVID CASSIDY			X			
		X				NANCY FACEY-BLACKWOOD		X	X			
	X	X				BEN FOREST			X			
X		X				LAURA JANNONE	X		X			
		X				KATE TRIGGIANO			X			
		X				MAYOR WILLIAM PORTMAN			X			
Introduced: April 25, 2024				I hereby certify the above ordinance was adopted by the Borough Council of the Borough of Red Bank, County of Monmouth, State of New Jersey on the aforementioned date.								
Final Adoption: May 9, 2024												
				 Laura Reinertsen, Borough Clerk								