

**HAMPTON TOWNSHIP
ORDINANCE NO. 2026-09**

**AN ORDINANCE TO AMEND CHAPTER 108, ENTITLED “ZONING” OF THE CODE
OF THE TOWNSHIP OF HAMPTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY
TO PERMIT HORSES, PONIES, LARGE ANIMALS AND FOWL AS ACCESSORY USES
IN CERTAIN ZONES SUBJECT TO REQUIREMENTS.**

BE IT ORDAINED by the Township Committee of the Township of Hampton in the County of Sussex, as follows:

SECTION 1. Paragraph C, entitled “Accessory uses permitted”, of Section 108-12, entitled “R-3 Single-Family Residential District” of Chapter 108, entitled “Zoning”, is amended to add new subparagraphs (11), (12) and (13) which shall read as follows:

- (11) Large Animals: Large animals including horses, ponies, donkeys, cows, llamas, alpacas, sheep and goats located on a lot having a single-family residence which is the principal use of the lot and which lot is not primarily used for agriculture, where each large animal horse is used and owned by a person who principally resides in the single-family residence. No large animal shall be permitted on a single-family residential use lot property that is less than two acres in size. The following ratio of the number of large animals per acre of land shall be met: For the first large animal, at least two (2) acres, plus one acre for each additional large animal, subject to a total number of 5 large animals. Large animals shall be kept at a distance of at least 50 feet from the property line except when being ridden, and adequate fencing in compliance with the Code requirements shall be maintained to keep the large animals from roaming off the property. A shelter, enclosure or building will be provided for the animals. All manure shall be disposed of in accordance with generally accepted agricultural practices. Nothing in this ordinance is intended to override the rules and regulations of any homeowners' association (HOA) or private community. This Section shall not apply to a lot where the primary use is agriculture as defined in Section 108-7.
- (12) Fowl: Chickens , ducks, geese, turkeys, guinea hens or other fowl (herein collectively referred to as “fowl”) kept on a lot having a single-family residence which is the principal use of the lot and which lot is not primarily used for agriculture as defined in Section 108-7, subject to the following requirements:
 - (a) No more than six fowl may be kept on a single-family residential use lot of less than one acre. Fowl are prohibited on a lot which is less than 20,000 square feet in area.
 - (b) No more than 15 fowl may be kept and maintained in connection with a single-family residential use lot of more than one acre.
 - (c) No roosters or cockerels are permitted unless the lot is two acres or larger in which case one rooster or cockerel is permitted.
 - (d) Nothing in this ordinance is intended to override the rules and regulations of any homeowners' association (HOA) or private community.
 - (e) The maintaining of fowl as permitted herein shall be subject to the following conditions:
 - (1) A zoning permit must be obtained from the Township Zoning Officer for all coops and runs, which must comply with all requirements of the Township Code.
 - (2) No fowl shall be kept unless they can be contained on the subject property.

- (3) All fowl shall be housed in coops or structures that are properly designed for such use and completely separated from any building used for dwelling purposes.
- (4) Coops and runs shall be restricted to the rear yard area and shall adhere to applicable side and rear yard setbacks.
- (f) Waste management for fowl shall be subject to the following:
 - (1) All manure shall be disposed of in accordance with generally accepted agricultural practices.
- (g) Feed for fowl shall be subject to the following:
 - (1) All fowl food shall be protected from access by rodents and other wildlife.
- (13) The keeping of common household pets such as dogs, cats, hamsters and the like.

SECTION 2. Paragraph C, entitled “Accessory uses permitted”, of Section 108-12.1, entitled “R-2 Single-Family Residential District” of Chapter 108, entitled “Zoning”, is amended to add new subparagraphs (11), (12) and (13) which shall read as follows:

- (11) Large animals located on a lot having a single-family residence which is the principal use of the lot and which lot is not used primarily for agriculture as defined in Section 108-7, where each large animal is used and owned by a person who principally resides in the single-family residence, subject to the requirements of Section 108-12(C)(11).
- (12) Fowl located on a lot having a single-family residence which is the principal use of the lot and which lot is not primarily used for agriculture as defined in Section 108-7, subject to the requirements of Section 108-12(C)(12).
- (13) The keeping of common household pets such as dogs, cats, hamsters and the like.

SECTION 3. Paragraph C, entitled “Accessory uses permitted”, of Section 108-12.2, entitled “R-1.5 Single-Family Residential District” of Chapter 108, entitled “Zoning”, is amended to add new subparagraphs (8), (9) and (10) which shall read as follows:

- (8) Large animals located on a lot having a single-family residence which is the principal use of the lot and which lot is not used primarily for agriculture as defined in Section 108-7 where each large animal is used and owned by a person who principally resides in the single-family residence, subject to the requirements of Section 108-12(C)(11).
- (9) Fowl located on a lot having a single-family residence which is the principal use of the lot and which lot is not primarily used for agriculture as defined in Section 108-7, subject to the requirements of Section 108-12(C)(12).
- (10) The keeping of common household pets such as dogs, cats, hamsters and the like.

SECTION 4. If any article, section, subsection, paragraph, 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 5. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township, the provisions hereof shall be determined to govern. All other ordinances of the Township are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 6. The Clerk is directed to give notice at least 10 days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. Upon the adoption of this Ordinance, after public hearing, the Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Sussex County Planning Board, as required by N.J.S.A. 40:55D-16.

SECTION 7. This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey

CERTIFICATION

I hereby certify that the above Ordinance was adopted by the Township Committee at their regular meeting held May 26, 2026 at the Hampton Township Municipal Building, Baleville, Sussex County, New Jersey.

Date: _____

Diana Juarez, RMC
Township Clerk

**HAMPTON TOWNSHIP
NOTICE
ORDINANCE #2026-09**

NOTICE IS HEREBY GIVEN that the attached Ordinance #2026-09 was introduced at a regular meeting of the Township Committee of the Township of Hampton, Sussex County, New Jersey, held on the 28th day of April 2026 and passed on first reading, and that such Ordinance will be further considered for final passage and adoption at the regular meeting of the Township Committee to be held on the 26th day of May 2026 at the Municipal Building, One Rumsey Way, in the Township of Hampton, at 7:00 p.m., and remotely via Zoom if available, or remote only at the discretion of the Administrator or Mayor, at such time and place all persons interested be given an opportunity to be heard concerning said Ordinance. To attend the meeting remotely use the following link: <https://us02web.zoom.us/j/4919500389>, or to attend the meeting by phone, dial 929-205-6099 (Meeting ID: 491 950 0389).

Diana Juarez, RMC
Township Clerk

**NOTICE
ORDINANCE 2026-09**

NOTICE IS HEREBY GIVEN that the foregoing Ordinance #2026-09 was adopted at Final Reading at the regular meeting of the Township Committee of the Township of Hampton, County of Sussex held on Tuesday, May 26, 2026, at the Hampton Township Municipal Building, Baleville, N.J.

Diana Juarez, RMC
Township Clerk