

ORDINANCE No. 08- 2024

ORDINANCE OF THE TOWNSHIP OF LIVINGSTON AMENDING AND SUPPLEMENTING §170-91, FENCES, OF THE CODE OF THE TOWNSHIP OF LIVINGSTON

WHEREAS, § 170-91 Fences of the Code of the Township of Livingston has been amended from time to time to add or better define fences either permitted or prohibited; and

WHEREAS, it is appropriate to amend such provisions to make them more effective, understandable and available to the public; and

WHEREAS, time has demonstrated both that deer fences made of polypropylene mesh may not be sufficient to withstand the strength or weight of large deer; and

WHEREAS, deer fences also may be appropriate on multi-family apartment properties, town-house properties and conditional use properties in addition to single-family properties;


NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Livingston, in the County of Essex, State of New Jersey, as follows:

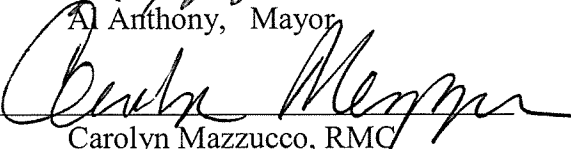
Section 1. § 170-91.B(5) is hereby amended by deleting the text indicated by ~~strike through~~ and adding the text indicated in **bold** as follows:

- (a) “Deer Fence” means a fence, not taller than 96 inches at its highest point, constructed of black polypropylene mesh **or black chain link**. ~~in which the~~ **The** size of the opening ~~is~~ **shall** not be more than 2.5 inches by 2.5 inches and shall not be less than 1.5 inches by 1.5 inches.
- (b) A deer fence may be installed parallel to a side or rear ~~property lot~~ **property lot** line of a **property in a residence district** ~~property where~~ when such line abuts undeveloped property not less than two acres in size. Height restrictions elsewhere in this § 170-91 applicable to a fence at such location shall not apply.

Section 2. Except as hereby amended, revised or supplemented, the Code of the Township of Livingston shall remain in full force and effect.

Section 3. This Ordinance shall take effect upon final passage and publication in the manner provided by law.



Al Anthony, Mayor


Carolyn Mazzucco, RMC
Township Clerk

Introduced: February 5, 2024

Adopted: March 11, 2024