

**TOWNSHIP OF HAINESPORT**  
**ORDINANCE NO. 2016-14-11**  
**ORDINANCE AMENDING SECTION 104-89.1 (RIGHT TO FARM)**  
**OF THE HAINESPORT TOWNSHIP CODE**

**BE IT ORDAINED** by the Township Committee of the Township of Hainesport in the County of Burlington, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) that Section 104-89.1 of the Code of the Township of Hainesport is hereby amended as follows:

**SECTION I:**

The right to farm shall be permitted in Hainesport Township in the following manner:

- A. Permitted in all zones. The right to farm all qualified farmland within the Township is recognized to exist as a natural right, and those farms presently in existence are recognized as a permitted use throughout the Township, regardless of zoning designation and regardless of the specified uses and prohibited uses set forth elsewhere in this zoning code or in the separate land use pamphlet.
- B. Right to use all farming equipment and procedures. The right to farm shall include the use of large irrigation pumps and equipment, aerial and ground seeding, spraying, large tractors, numerous farm laborers and the application of chemical fertilizers, insecticides and herbicides, all for the purpose of producing from the land agricultural products, such as vegetables, grains, hay, fruits, fibers, wood, trees, plants, shrubs, flowers and seeds. The right to farm shall also include the use of land for grazing by animals.
- C. Farming permitted at all times; Farming shall not constitute a nuisance. The foregoing uses and activities included in the right to farm may occur on holidays, Sundays and weekdays, in the evening and during the day, and the noise, odors, dust and fumes that are caused by such uses are also specifically permitted as part of the exercise of this right to farm when reasonable and necessary for those particular farming, livestock or fowl production procedures, and when conducted in accordance with generally accepted agricultural practices.
- D. Exceptions. The above rights are subject only to the restrictions and regulation for intensive fowl or livestock farms and subject to State and Township health and sanitary codes.
- E. Industrial uses detrimental to farming prohibited. A use shall not be allowed in the Industrial Zone if it is determined by either the Planning Board or the Township Committee that the discharges from any industrial operation will adversely affect the environment, particularly the farming operations in existence within the Township.

**SECTION III:**

This Ordinance shall take effect immediately after proper passage, publication and approval as provided by Law.

**NOTICE OF PUBLIC HEARING  
HAINESPORT TOWNSHIP  
ORDINANCE NO. 2016-14-11**

**ORDINANCE AMENDING SECTION 104-89.1 (RIGHT TO  
FARM) OF THE HAINESPORT TOWNSHIP CODE**

The Ordinance published herewith was introduced and passed upon first reading at the regular meeting of the Township Committee of the Township of Hainesport held on November 14, 2016. It will be further considered for final passage after a public hearing at the regular meeting to be held on December 13, 2016 at the Municipal Building, One Hainesport Centre, Hainesport, New Jersey at 7:30 P.M. at which time and place any persons desiring to be heard upon the same will be given an opportunity to be heard. During the week prior to and up to and including the date of such meeting or further consideration, copies of said Ordinance in its entirety may be obtained from the Township Clerk.

Dated:

\_\_\_\_\_  
Leo F. Selb, R.M.C.  
Township Clerk

	Motion	Second	Ayes	Nays	Abstention	Absent
Krollfeifer			X			
Porto	X		X			
Fitzpatrick			X			
Dickinson			X			
Clauss		X	X			

**NOTICE OF FINAL PASSAGE  
HAINESPORT TOWNSHIP  
ORDINANCE NO. 2016-14-11**

**ORDINANCE AMENDING SECTION 104-89.1  
(RIGHT TO FARM) OF THE HAINESPORT  
TOWNSHIP CODE**

Notice is hereby given that Ordinance 2016-14-11 as entitled above has been finally adopted on final reading by the governing body of Hainesport Township after a public hearing at a meeting held on December 13, 2016. Said Ordinance shall take effect in accordance with law.

ATTEST:

Dated: \_\_\_\_\_

\_\_\_\_\_  
Leo F. Selb, Jr.  
Township Administrator/Clerk

ACKNOWLEDGEMENT OF  
APPROVAL BY:

Dated: \_\_\_\_\_

\_\_\_\_\_  
Michael Dickinson  
Mayor of Hainesport Township

	Motion	Second	Ayes	Nays	Abstention	Absent
Krollfeifer			X			
Porto		X	X			
Fitzpatrick			X			
Dickinson			X			
Clauss	X		X			

Introduced: November 14, 2016  
First Publication: November 23, 2016  
Adoption: December 13, 2016  
Final Publication: December 25, 2016