

ORDINANCE NO. 07-29.

**AN ORDINANCE OF THE TOWNSHIP OF LACEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 335 OF THE TOWNSHIP CODE, ENTITLED "ZONING" SO AS TO AMEND §335-22 OF THE TOWNSHIP CODE, ENTITLED "FENCES AND SCREENS"**

**BE IT ORDAINED**, by the Mayor and Township Council of the Township of Lacey, County of Ocean, State of New Jersey, as follows:

**SECTION 1.** Chapter 335 of the Township Code of the Township of Lacey, entitled "Zoning", is hereby amended and supplemented so as to amend §335-22, entitled "Fences and Screens", to ensure that enclosures for quartering horses and enclosures to prevent horses from escaping or leaving property meet certain setback requirements to read as follows:

F. Any fence, paddock, corral or other enclosure constructed to keep horses contained on the property must be setback a minimum of 20' feet from any property line. Any fence paddock, corral or other enclosure to keep horses from leaving the property constructed prior to September 18, 2007 may be rebuilt, replaced, or constructed by the property owner for any reason, even if the structure is partially or totally destroyed. An affidavit from the property owner stating that the fence, paddock, corral or other type of enclosure existed prior to September 18, 2007 will be sufficient for the issuance of any permit required to rebuild, replace or construct the fence.

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

**SECTION 3.** If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 4.** This ordinance shall take effect after second reading and publication as required by law and in accordance with N.J.S.A. 40:69A-181(b).

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing ordinance was introduced and passed by the Township Committee on first reading at a meeting of the Township Committee of the Township of Lacey held on the **23rd** day of **August, 2007**, and will be considered for second reading and final passage at a regular meeting of the Township Committee to be held on the **13th** day of **September, 2007**, at 8:00 p.m., at the Municipal Building located on Lacey Road in Forked River, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

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**VERONICA LAUREIGH, CMC, AAE**  
Township Clerk, Township of Lacey