

**HAMPTON TOWNSHIP  
ORDINANCE #2023-15**

**AN ORDINANCE TO AMEND CHAPTER 108, ENTITLED “ZONING” OF THE CODE OF  
THE TOWNSHIP OF HAMPTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY**

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

**SECTION 1.** Section 108-7, entitled “Definitions” of Chapter 108 entitled “Zoning” of the Code of the Township of Hampton is amended to read as follows:

**AGRICULTURE**

The use of the land for the growing and harvesting of crops and the raising and breeding of animals, including truck farms, livestock, dairies, poultry husbandry, fruit farms, nurseries and greenhouses, buildings for housing seasonal workers for the farmer's own use, barns, packing but not processing of produce raised on premises, storage buildings and buildings for the keeping of poultry and livestock and garages for the keeping of equipment and trucks used in farm operations, which land shall contain no less than five acres, exclusive of the land upon which the farmhouse is located and such additional land as may actually be used in connection with the farmhouse as provided in N.J.S.A. 54:4-23.3, 54:4-23.4, 54:4-23.5 and 54:4-23.11. “Crops” excludes cannabis.

**SECTION 2.** Subsection (C) of Section 108-11.1, entitled “Agricultural uses” of Chapter 108, entitled “Zoning” of the Code of the Township of Hampton is amended to read as follows:

- C. Agriculture, as permitted by this chapter, does not include the following:
  - i. Intensive hog farming or extensive animal feedlot operations, which constitutes a health hazard or a nuisance.
  - ii. Cultivating, growing and/or harvesting of cannabis.

**SECTION 3.** Chapter 108, entitled “Zoning” of the Code of the Township of Hampton is amended to add Section 108-11.3, entitled “Special Events exception in all zones”

§ 108-11.3 Special Events

Activities conducted within the limited scope of and as specifically authorized by a Special Events permit issued pursuant to Chapter 86 shall not constitute a violation of the provisions of Chapter 108.

**SECTION 4.** Paragraph (3) of subsection (K), entitled “Preexisting lots” of Section 108-12.1, entitled “R-2 Single-Family Residential District” of Chapter 108, entitled “Zoning” of the Code of the Township of Hampton is amended to read as follows:

*(3) Intentionally omitted.*

**SECTION 5.** All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

**SECTION 6.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any 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 thereof.

**SECTION 7.** 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 8.** This Ordinance shall take effect upon final passage and publication in accordance with the laws of the State of New Jersey following the required 20-day period after adoption, as set forth in N.J.S.A. 40:69A-181(b).

### **CERTIFICATION**

I hereby certify that the above Ordinance was adopted by the Hampton Township Committee at their regular meeting held on August 29, 2023 at the Hampton Township Municipal Building, Baleville, Sussex County, New Jersey.

Date: \_\_\_\_\_

\_\_\_\_\_  
Kathleen Armstrong, RMC  
Township Clerk

### **NOTICE**

**NOTICE IS HEREBY GIVEN** that the attached Ordinance #2023-15 was introduced at a regular meeting of the Township Committee of the Township of Hampton, Sussex County, New Jersey, held on the 25<sup>th</sup> day of July 2023 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 29<sup>th</sup> day of August 2023 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).

Kathleen Armstrong, RMC  
Township Clerk

### **NOTICE ORDINANCE 2023-15**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance #2023-15 was adopted at Final Reading at the regular meeting of the Township Committee of the Township of Hampton, County of Sussex held on Tuesday, August 29, 2023, at the Hampton Township Municipal Building, Baleville, N.J.

Kathleen Armstrong, RMC  
Township Clerk