



BOARD OF HEALTH
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Chapter VIII.

Application For License To Erect, Occupy, Or Use A Stable Or Barn As A Facility

Location of Facility _____

Name of Applicant _____

Address of Applicant _____

Phone # _____ E-mail Address _____

Name and Address of Owner (if different from Applicant) _____

The facility is for the keeping of what type and number of animal(s)?

Explain manure storage, processing, and/or removal. Will it be used on-site, moved off-site, or both? Where on-site will these activities occur? Describe storage containers and frequency of removal.

What is the source (public or private) and location of the water supply (pipe or well) for the facility?

For original license applications, complete a sketch and the Original Stable License Application Addendum.

Applicant's Signature _____

Date: _____

Application Fees: (original) \$40.00
(renewal) \$15.00

Licenses expire December 31st and must be renewed annually.

Note: Under MGL 131 Sec. 40 The Wetland Protection Act, any activity closer than 100' to a wetland (as defined in the Act) requires you to file with the Hamilton Conservation Commission.

Any construction, remodeling, alteration, etc. under 780 CMR: The Massachusetts State Building Code requires you to obtain a building permit prior to construction.

A Variance or Special Permit from the ZBA may be required.

For Office Use: Permit #: _____

Date of Issue: _____

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Original Stable License Application Addendum

Attach a sketch of the facility locating each of the following:

- Facility lot lines
- abutting streets
- stable(s)
- paddock(s)
- manure storage area(s)
- irrigation and/or drinking water wells
- septic system *(KOA 4.3 No paddock, pen or animal exercise area shall be located over the leaching facility of a subsurface sewage disposal system without permission of the Board of Health.)*

Lot Area: _____ (sq ft)

Locate on the **sketch** all wells, surface watercourses and wetlands on-site and within 100' of the stable, paddocks, and manure storage area. **Indicate distances within 150' in the section below.**

For wells, indicate *irrigation, drinking, or public drinking*. If a public well, indicate if within 400'.

<u>Check if on sketch</u>	<u>Stable</u> (min req'd ft)	<u>Paddock</u>	<u>Manure Storage Area</u> (req'd ft)
<input type="checkbox"/> well _____	_____ (100')	_____	_____ (varies)
<input type="checkbox"/> well _____	_____ (100')	_____	_____ (varies)
<input type="checkbox"/> wetland	_____ (100')	_____	_____ (100')
<input type="checkbox"/> wetland	_____ (100')	_____	_____ (100')
<input type="checkbox"/> watercourse	_____ (100')	_____	_____ (100')
<input type="checkbox"/> watercourse	_____ (100')	_____	_____ (100')
<input type="checkbox"/> abutting dwellings	<u>**see below**</u>	<u>**N/A**</u>	_____
<input type="checkbox"/> lot lines	_____ (50')	<u>**N/A**</u>	_____ (50')
<input type="checkbox"/> public way	<u>**N/A**</u>	<u>**N/A**</u>	_____ (50')

KOA 4.1 (partial): The stable shall be at least 100' from any wetland or well.

Zoning By-Law V A.9 b. (partial): ...no such accessory farm building, barn, or shelter shall be nearer than 50 ft to any lot line.

KOA 4.2 No manure storage area shall be located within

(A) 100 feet of wetlands or watercourse as defined by M.G.L. Ch. 131, S. 40.

(B) 50 feet of a lot line or public way without special Board of Health permission

(C) 100 feet of wells for potable water

(D) 400 feet of public water supply wells

Abutter Dwelling Setbacks

Indicate the distance of all abutter dwellings from common property lines.

Indicate the distance of all abutter dwellings from the proposed stable.

<u>Abutter Dwelling Address</u>	<u>Distance of Dwelling from</u> <u>common property line (feet)</u>	<u>Distance of Dwelling from</u> <u>Stable (feet).</u>	<u>Occupied or Unoccupied</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

KOA 2.6: If an abutter's dwelling is within 40' from the common property line, the fence setback for the Keeping of Animals shall be 10' from said common property line.

KOA 4.1 (partial): The stable shall be at least 100' from occupied dwelling of abutter.

Stable Location

The proposed stable is to be located on land with good drainage, not subject to flooding, and at least 100' from any wetland.

Are there any wetlands within 100' of the proposed stable? _____

Is the stable located on land subject to flooding, as defined by our regulations?: _____

Drainage Class of the stable location: _____

KOA 4.1 (partial): Each stable shall be located on land with good drainage ability and not subject to flooding. The stable shall be at least one hundred (100) feet from any wetland...

Suitable land: means land with a natural drainage class of excessively drained, somewhat excessively drained, well drained or moderately well drained. Suitable land shall be land that is not a wetland as defined under M.G.L. Ch. 131 S. 40 or 310 CMR 10.00 or subject to flooding.

Flooding: means the temporary covering of soil with water from overflowing streams or adjacent slopes on a frequent basis (occurring on an average of more than once in two (2) years of brief duration two (2) to seven (7) days.

Wetland: as defined under M.G.L. Ch. 131, S. 40, 310 CMR 10.00, the Wetlands Protection Act, and Town of Hamilton By-Law, Chapter 16, as amended from time to time.

Area Requirements for Horses

*KOA 6.1: Area requirements for the keeping of horses will be a minimum of (80,000 S.F.) eighty thousand square feet. A maximum of three (3) horses will be allowed on (80,000 S.F.) eighty thousand square feet of **suitable land**; an additional (20,000 S.F.) twenty thousand square feet of **suitable land** will be required for each additional horse, provided that the granting of such permit will not adversely affect the public health, safety and welfare.*

Suitable land: means land with a natural drainage class of excessively drained, somewhat excessively drained, well drained or moderately well drained. Suitable land shall be land that is not a wetland as defined under M.G.L. Ch. 131 S. 40 or 310 CMR 10.00 or subject to flooding.

Area (square feet) of **Suitable Land**: _____

Maximum number of Horses allowed: _____

Number of Horses proposed for this application: _____

Area Requirements for keeping animals and poultry

Is the proposed lot less than 80,000 SF? _____

If yes, a variance is required from Zoning By-Law V A. 9 b.

Is the proposed lot less than 5 acres? _____

If yes, AND if for the raising or keeping of poultry, horses, or cows is for other than the use of the occupants of the residence a Special Permit is required. See Zoning By-Law V A. 11

Certification of Applicant

I certify that I have read and agree to follow the Town of Hamilton's regulation for the Minimum Standard for Keeping of Animals, available at the Board of Health office or website: www.hamiltonma.gov.

Print Name

Signature