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States' Right-To-Farm Statutes

State of Delaware

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States' Right-to-Farm Statutes

STATE OF DELAWARE

Del. Code. Ann. tit. 3, § 1401

Current through 77 Laws 2010, chs. 1-286. Revisions by the Delaware Code Revisors were unavailable at the time of publication.

§ 1401. Agricultural and forestal operations not considered nuisances; exception

No agricultural or forestal operation within this State which has been in operation for a period of more than 1 year shall be considered a nuisance, either public or private, as the result of a changed condition in or about the locality where such agricultural or forestal operation is located. This section shall not apply when the nuisance is determined to exist as the result of the negligent or improper operation of any agricultural or forestal operation or when such operation is being operated in violation of state or federal law or any local or county ordinance.